



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्यालासन द्वारा प्रकाशित

खण्ड 29]

शिमला, शनिवार, 24 जनवरी, 1981/4 माघ, 1902

[संख्या 4

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24 जनवरी 1/4 माघ, 1902 को समाप्त होने वाले सप्ताह में निम्नलिखित विज्ञप्तियां असाधारण राजपत्र, हिमाचल प्रदेश में प्रकाशित हुईः—

विभागीय	संख्या	विभाग का नाम	विषय
संख्या पी० सी० ए०००४००-३-१/७६, दिनांक 14 जनवरी, 1981.		पंचायती राज विभाग	हिमाचल प्रदेश ग्राम पंचायत नियम, 1971 में संशोधन
संख्या पी० सी०००४०००४०००४००-४-५६/ ७६-IV, दिनांक 6 जनवरी, 1981.		—यथैव—	जिला शिमला के विकास खण्ड रामपुर बुशेहर की ग्राम सभा “कुंगल मुदर” के नाम में परिवर्तन।
संख्या ७-९/७८-इलैक, दिनांक 9 जनवरी, 1981.	—	निर्वाचन विभाग	हिमाचल प्रदेश पंचायत समिति निर्वाचन नियम, 1973 में प्रस्तावित संशोधन।
No. 2-10/80-T. D. (Sectt.), dated the 9th January, 1981.	Director of Himachal Pradesh State Lotteries Tourism Department		Result of 43rd draw of H.P. State Lotteries held at Simla on 6th January, 1981. Appointment of Managing Director, H.P. Mineral and Industrial Development Corporation as a member of the Board of Directors of H.P. Tourism Development Corporation.

प्राग 1—वंशानिक नियमों को छोड़ कर हिमाचल प्रदेश के राज्यपाल और हिमाचल प्रदेश हाई कोर्ट द्वारा प्रधिसूचनाएं इत्यादि

Simla-2, the 15th December, 1980

हिमाचल प्रदेश हाई कोर्ट

NOTIFICATION

Simla-1, the 12th November, 1980

No. HHC/GAZ/3-10/71-12366.—In supersession of notifications of even number, dated 13th August, 1980 and 7th October, 1980, 42 days commuted leave with effect from 9th August, 1980 to 19th September, 1980 and 27 days half-pay leave w.e.f. 20th September, 1980 to 16th October, 1980 is hereby sanctioned in favour of Shri R.C. Malhotra, Deputy Registrar of this Registry in continuation of 75 days earned leave from 26th May, 1980 to 8th August, 1980 granted earlier to Shri Malhotra vide notification of even number, dated 24th May, 1980.

Certified that Shri R.C. Malhotra has joined the same post at the same station from where he proceeded on leave after the expiry of the same.

Certified further that Shri R.C. Malhotra, would have continued to hold the post of Deputy Registrar, but for his proceeding on leave.

By order,

Sd/-

Deputy Registrar.

Sd/-

Deputy Secretary

हिमाचल प्रदेश सरकार

PERSONNEL (A-I) DEPARTMENT

NOTIFICATIONS

Simla-2, the 3rd December, 1980

No. 10-2/72-DP-Appt. Vol. II.—In exercise of the powers conferred by sub-section (1) of section 20 of the Code of Criminal Procedure, 1973, the Governor, Himachal Pradesh is pleased to appoint Shri V. K. Bansal, Additional Deputy Commissioner, Kangra to be the Executive Magistrate with all the powers of an Executive Magistrate under the said Code to be exercised within the local limits of Kangra district.

2. In exercise of the powers conferred by sub-section (2) of section 20 of the Code of Criminal Procedure, 1973, the Governor is also pleased to appoint Shri V. K. Bansal, to be an Additional District Magistrate with all the powers of the District Magistrate under the said Code or under any other law for the time being in force to be exercised within the local limits of Kangra district with immediate effect.

3. The Governor is further pleased to appoint Shri V. K. Bansal as Additional Deputy Commissioner, Kangra with all the powers of the Deputy Commissioner.

Simla-2, the 3rd December, 1980

No. 10-3/72-DP-Appt. Vol. II.—In exercise of the powers conferred by sub-section (1) of section 20 of the Code of Criminal Procedure, 1973, the Governor, Himachal Pradesh, is pleased to appoint Shri Kashmir Singh, Additional District Magistrate, Mandi to be the Executive Magistrate with all the powers of an Executive Magistrate under the said Code to be exercised within the local limits of District Mandi with immediate effect.

2. In exercise of the powers conferred by sub-section (2) of section 20 of the Code of Criminal Procedure, 1973, the Governor, Himachal Pradesh, is pleased appoint Shri Kashmir Singh to be an Additional District Magistrate with all the powers of the District Magistrate under the said Code or under any other law for the time being in force, to be exercised within the local limits of District Mandi, with immediate effect.

3. The Governor is further pleased to appoint Shri Kashmir Singh as Additional Deputy Commissioner, Mandi with all the powers of the Deputy Commissioner.

No. 10-4/73-DP-Appt.—In exercise of the powers conferred by sub-section (1) of section 20 of the Code of Criminal Procedure, 1973, the Governor, Himachal Pradesh, is pleased to appoint Shri B.S. Bhandari, District Revenue Officer, Hamirpur to be the Executive Magistrate with all the powers of an Executive Magistrate under the said Code to be exercised within the local limits of District Hamirpur with immediate effect.

Simla-2, the 24th December, 1980

No. 10-3/72-DP-Appt. Vol. II.—In exercise of the powers conferred by sub-section (1) of section 20 of the Code of Criminal Procedure, 1973, the Governor, Himachal Pradesh is pleased to appoint Shri Prem Chand, District Revenue Officer, Mandi, to be the Executive Magistrate with all the powers of an Executive Magistrate under the said Code to be exercised within the local limits of District Mandi with immediate effect.

AGRICULTURE DEPARTMENT

NOTIFICATION

Simla-2, the 5th December, 1980

No. Agr. F. 8(4)/78.—The Governor, Himachal Pradesh is pleased to re-constitute the State Fertilizer Advisory Committee consisting of the following members under the Chairmanship of the Agriculture Production Commissioner, Himachal Pradesh with immediate effect:—

1. Agricultural Production Commissioner, Himachal Pradesh	Chairman
2. Director of Horticulture, Himachal Pradesh ..	Member
3. Registrar Co-operative Societies, Himachal Pradesh ..	Member
4. A representative of Himachal Pradesh Co-operative Marketing and Devt. Federation, Himachal Pradesh, Simla ..	Member
5. A representative of Fertilizer Association of India, New Delhi ..	Member
6. Vice-Chancellor or his representative, Agriculture University, Palampur ..	Member
7. A representative of the I.C.A.R., New Delhi ..	Member
8. Managing Director, Himalaya Fertilizers Ltd., Majholi (Nalagarh) ..	Member
9. A representative of Himachal Pradesh State Co-operative Bank Ltd., Simla ..	Member
10. A representative of Central Co-operative Bank Ltd., Dharamsala ..	Member
11. A representative of the National Fertilizers Ltd., Naya Nangal (Punjab) ..	Member
12. Shri Brikam Dass ex. President, Grama Panchayat Jehmat, Village and P. O. Jehmat, Tehsil Sarkaghat, District Mandi ..	Member
13. Shri Bhikham Ram, Village and P. O. Sakra via Suni (Bhajji), Tehsil Karsog, District Mandi, Himachal Pradesh ..	Member
14. Shri Shama Nand Kalta, via Guma, Tehsil Kotkhai, District Simla, Himachal Pradesh ..	Member
15. Shri Piroo Ram, ex. M.L.A., Village Dador, P.O. Ner-Chowk, District Mandi, Himachal Pradesh ..	Member
16. Shri Sunder Singh ex. M.L.A., Nahan, (Himachal Pradesh) ..	Member
17. Shri Piyare Lal, Village and P. O. Palampur, Tehsil Palampur, District Kangra, Himachal Pradesh ..	Member
18. Director of Agriculture, Himachal Pradesh ..	Member-Secretary.

2. The Committee will hold its meetings once or twice or earlier if the exigency of service may so demand. The tenure of the Committee would be one year in the first instance and its headquarters would be at Simla.

3. The official members of this Committee will be entitled to the travelling allowance and daily allowance admissible to them according to the rules applicable to them for attending the meeting from the respective department.

4. The non-official members of this Committee will be entitled to travelling allowance and daily allowance as per Annexure.

5. The terms of reference of the Committee will be as under:—

“To review periodically fertilizer stocks, consumption in the preceding month etc., plan for future proper estimation of fertilizer demand in the State, proper control over indents to ensure availability to the full extent of allocations made by the Central Government, selection of distribution Agencies for the entire quantity allotted to the State and equitable allotment of distribution Agencies to ensure that each distributor opens adequate number of retail depots in the interior areas and distribution and marketing of fertilizers.”

6. The Director of Agriculture, Himachal Pradesh, will be the Controlling Officer in regard to the countersigning of the travelling allowance bills of the non-official members and the T.A. Bills of these members will be prepared by the Directorate of Agriculture. The expenditure involved will be debitable to Head “305—Agr. (e)—Manure and Fertilizer-(e) (ii)—Distribution of Fertilizers—Travel Expenses—(N.P.)”

7. This issues with the concurrence of the Finance Department obtained *vide* their U.O. No. 2147-Fin. (c) B(15)9/77, dated 11-11-80.

ANNEXURE

TRAVELLING ALLOWANCE TO NON-OFFICIAL MEMBERS

1. *Travelling allowance.—(i) Journey by rail.*—(a) They will be treated at par with Government servants of the first grade, and will be entitled to actual rail fare of the class of accommodation actually used but not exceeding the fare in which the Government servants of the first grade are normally entitled *i.e.* accommodation of the highest class by whatever name it may be called provided on the railway by which the journey is performed.

(ii) *Journey by road.*—They will be entitled to actual fare for travelling by taking a single seat in a public bus and if the journey is performed by motor cycle/scooters mileage allowance at 33 paise per km. for plains and 43 paise per km. for hilly areas and if the journey is performed by engaging full taxi/own car, the members will be entitled mileage allowance at Rs. 1.10 per km. for plains and Rs. 1.40 per km. for hilly areas.

(iii) In addition to the actual fare or mileage as per item (i) and (ii) above, a member shall draw daily allowance for the entire absence from his permanent place of residence starting with arrival at that place, at the same rate and subject to the same terms and conditions as apply to grade I officers of the State Government.

2. *Daily allowance.*—(i) Non-official members will be entitled to draw daily allowance for each day of the meeting at the highest rate admissible to a Government servant of the first grade for the respective locality.

(ii) In addition to daily allowance for the day(s) of the meeting, a member shall also be entitled to daily allowance for halt on tour at out station in connection with the affairs of the Committee as under:—

(a) If the absence from headquarters does not exceed 6 hours. Nil

(b) If the absence from headquarters exceeds 6 hours but does not exceed 12 hours. 70%.

(c) If the absence from headquarters exceeds 12 hours. Full.

3. *Conveyance allowance.*—A member residing at a place where the meeting of the Committee is held will not be entitled to travelling and daily allowances on the scales indicated above, but will be allowed only the actual cost of conveyance hire subject to a maximum of Rs. 10.00 per day. Before the claim is actually paid the Controlling Officer should verify the claims and satisfy himself after obtaining such details as may be considered necessary, that the actual expenditure was not less than the amount claimed.

If such a member used his own car, he will be granted mileage allowance at the rates admissible to officials of the first grade subject to a maximum of Rs. 10.00 per day.

4. The travelling and daily allowance will be admissible to a member on production of a certificate by him to the effect that he has not drawn any travelling or daily allowance for the same journey and halts from any other Government source.

5. The members will be eligible for travelling allowance for the journey actually performed in connection with the meetings of the Committee from and to the place of their permanent residence to be named in advance. If any member performs a journey from a place other than the place of his permanent residence to attend a meeting of the Committee or returns to the place other than the place of his permanent residence after the termination of the meeting, travelling allowance shall be worked out on the basis of the distance actually travelled or the distance between the place of permanent residence and the venue of the meeting whichever is less.

6. The provisions of rule 4.17 and 6.1 of the Himachal Pradesh Treasury Rules will apply *mutatis mutandis* in the case of overpayment made on account of travelling allowance to non-official members.

B. C. NEGI,
Secretary.

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION

Simla-2, the 25th October, 1980

No. EXN-B(1)-2/75.—The Governor, Himachal Pradesh is pleased to order that the following Excise and Taxation Officers Incharge of the Barriers are required to look after the work of other Barriers as indicated against their names in addition to their own duties in the public interest till further orders:—

Sl. No.	Name of the E.T.O.s. and Barrier where posted	Names of other Barriers to be looked after by the E.T.O. in addition to his own duties at the Barriers where he stands posted

1. Sarvshri V.S. Punj, E.T.O., Incharge, Parwanoo Barrier, District Solan. Barotiwala, Dehrewal, Baddi and Dhabota Barriers of Solan district.
2. R. K. Nagi, E.T.O. Incharge, Behral Barrier, District Sirmur. Gobindghat, Naughat, Kala-Amb, Haripur and Dak-Pathar (Khodri-Majri) of Sirmur district.
3. Gopi Krishan, E.T.O., Incharge Swarghat Barrier, District Bilaspur. Golthai Barrier of Bilaspur district.
4. Sardul Singh, E.T.O., Incharge, Gagret Barrier, District Una. Pandoga and Barwari Barriers of Una District.
5. R. K. Vaish, E.T.O., Incharge, Mehatpur Barrier, District Una. Santokhgarh, Basdehra and Jajon (Pollian) Barriers of Una District.

SI.— Name of the E.T.Os. and Names of other Barriers
No. Barrier where posted to be looked after by the
E.T.O. in addition to his own duties at the Barriers
where he stands posted

6. Munshi Ram, E.T.O. in Indora, Kandrori, San-
charge, Kandwal Bar-^{garh}arpur Terrace and
tier, District Kangra. Sutajpur of Kangra
district.

ANANG PAL,
Secretary.

**GENERAL ADMINISTRATION DEPARTMENT
NOTIFICATION**

Simla-2, the 11th July, 1980

No. GAD.(D)(A)4-1/80.—In supersession of this Government Notification No. 8-19/71-Vig.(GRV.), dated the 22nd August, 1977 and Notification No. FDS.A-4 (3)/79, dated the 25th March, 1980 issued by the Government in the Food and Supplies Department, the Governor, Himachal Pradesh, is pleased to constitute, Himachal Pradesh Grievances-cum-Food and Supplies Advisory Committees as under:—

1. STATE LEVEL GRIEVANCES AND FOOD AND SUPPLIES ADVISORY COMMITTEE:

(a) *Official Members:*

1. Chief Minister .. Chairman
2. Minister Incharge (Food and Supplies) .. Vice-Chairman
3. Chief Secretary to Government of Himachal Pradesh.
4. Principal Secretary to Chief Minister.
5. Secretary (Food and Supplies) .. Member-Secretary
6. Secretary (Excise and Taxation)
7. Inspector General of Police, Himachal Pradesh.
8. Registrar, Co-operative Societies, Himachal Pradesh.
9. Director of Food and Supplies, Himachal Pradesh
10. Administrator HIM FED.
11. Secretary (Transport) to Himachal Pradesh Government.
12. Senior-most Officer of F.C.I. in Himachal Pradesh.

(b) *Non-Official members:*

1. All M.Ps. from the State (Lok Sabha and Rajya Sabha).
2. 4-M.L.As. to be nominated by the Himachal Pradesh Government—two from each Revenue Division (Names will be intimated later on).
3. One representative from the District Level Grievances and Food and Supplies Advisory Committee to be nominated by the Chairman of the District Level Committee. (Names will be intimated later on).
4. One representative from each of the District Committees to be nominated by the Chairman of such Committee preferably a non-official representing trading interest.
5. President of H.P.C.C.(I).
6. A representative of the State Level Youth Congress (I).
7. Two representatives of the Wholesalers Association, Himachal Pradesh.
8. Two representatives of the H.P. Retailers Association. (Names to be intimated later on).
9. Two prominent public men to be appointed by the Government including one representing Women Organisation. (Names to be intimated later on).

II. DISTRICT LEVEL GRIEVANCES AND FOOD AND SUPPLIES ADVISORY COMMITTEE:

(a) *Official Members:*

1. Minister of Cabinet Rank belonging to the District. Where more than one Cabinet Minister by rotation and in the absence of both, the Minister of State .. Chairman
2. State Minister belonging to the District. (In case there is no Minister or State Minister from the District, D.C. will be the Chairman).
3. Deputy Commissioner .. Vice-Chairman.

4. All Heads of Offices including Conservator of Forests and Superintending Engineers (H.P. and P.W.D. and M.P.P.).

5. All Sub-Divisional Magistrates of the District.

6. Representative of the Food Corporation of India, if any.

7. General Assistant to D.C. .. Member-Secretary.

(b) *Non-Official members:*

1. All M.Ps. from the District.
2. All M.L.As. from the District.
3. Chairmen of all Panchayat Samitis in the District.
4. Representative of the District Youth Congress (I).
5. President of District Congress Committee (I).
6. One representative of the wholesale traders and one representative of the retailers as nominated by the Chairman.
7. One representative from each of the Sub-Divisional Level Grievances-cum-Food and Supplies Advisory Committees to be nominated by the Chairman of such Committees preferably a non-official member representing consumer interests.
8. Chairman, District Co-operative Federation.
9. Two prominent public men of the District to be nominated by the Chairman provided one of them represents Women's Organisations in the District.

III. SUB-DIVISIONAL GRIEVANCES AND FOOD AND SUPPLIES ADVISORY COMMITTEES:

(a) *Official members:*

1. Deputy Commissioner .. Chairman
2. S.D.O.(C) .. Vice-Chairman
3. Chairmen of all Panchayat Samitis in the Sub-Division
4. All officers of various departments at Sub-Divisional level.
5. Inspector Civil Supplies.
6. Tehsildar .. Member-Secretary.

(b) *Non-Official members:*

1. All M.L.As. of the Sub-Division.
2. One Representative of the Beopar Mandal of the Sub-Division to be nominated by the Chairman.
3. Two prominent public men to be nominated by the Chairman including one representing Women Organisation.
4. 33-1/3% of Panchayat Pradhans of the Sub-Division rotated over a period of 3 years subject to each block being represented proportionately i.e. 1/3rd of the Pradhans of each block will be nominated to each Sub-Division Committee in term ensuring all Panchayats are covered in three years.

In the absence of the Deputy Commissioner, the S.D.O. (C) will be the Chairman of these Committees.

The tenure of the non-official members of these Committees shall be for a period of one year provided the nominating authority may also withdraw the nomination in respect of any member in the public interest before expiry of his/her term.

The State Level Committee will meet once in every six months whereas the District and Sub-Divisional Levels Advisory Committees will meet at least once in two months at a time and place to be fixed by the Chairman.

The functions of these committees at their respective levels will be to advise the Government with regard to matters relating to procurement, regulation, distribution and pricing of all essential commodities and to maintain adequate public relations in the context of the State policies in this regard from time to time and the functions which were being carried out by the Grievances Committees at all level.

ANNEXURE 'A'

(1) *Travelling Allowance.*—(i) *Journey by Rail.* (a) *Member of Parliament.*—A member of Parliament serving on the Committee will utilise the free first class fare issued to him as Member of Parliament in respect of all journeys undertaken by him on the business of the Committee. He will not travel by air conditioned accommodation at Government expenses. If such a member travels by air conditioned coach, he will pay the difference between the fare for the air conditioned and first class accommodation from his own pocket.

(b) *Members other than Members of Parliament.*—They will be treated at par with Government servants of the first Grade, and will be entitled to actual rail fare of the class or accommodation actually used but not exceeding the fare in which the Government servants of the First normally entitled *i.e.* accommodation of the Grade are highest class by whatever name it may be called provided on the railway by which the journey is performed.

(ii) *Journey by Road.*—They will be entitled to actual fare for travelling by taking a single seat in by motor cycle/ scooters, mileage allowance at 20 paise per Km. and if the journey is performed by engaging full taxi the members will be entitled to mileage allowance at 60 paise per km. (which rates are inclusive of elements of 33-1/2 per cent increase for Himachal Pradesh), 75 paise per km. for journey by road in plains and one rupee per km. for journey in hilly areas, by owned Car.

(iii) In addition to the actual fare or mileage as per item (i) and (ii) above, a member shall draw daily allowance for the entire absence from his permanent place of residence starting with departure from that place and ending with arrival at that place, at the same rate and subject to the same terms and conditions as apply to Grade I Officers of the State Government.

(2) *Daily Allowance.*—(i) Non-official members be entitled to draw daily allowance for each day of the meeting at the highest rate as admissible to a Government servant of the First Grade for the respective locality.

(ii) In addition to daily allowance for the day(s) of the meeting, a Member shall also be entitled to daily allowance for halt on tour at out station in connection with the affairs of the Committee as under:—

(a) If the absence from headquarter does not exceed 6 hours	.. 30%
(b) If the absence from Headquarter exceeds 6 hours but does not exceed 12 hours	.. 50%
(c) If the absence from Headquarter exceeds 12 hours	.. Full

3. *Conveyance Allowance.*—A member, resident at a place where the meeting of the Committee is held will not be entitled to traveling and daily allowance on the scales indicated above, but will be allowed only the actual cost of conveyance hire, subject to a maximum of Rs. 10.00 per day. Before, the claim is actually paid the controlling Officer should verify the claims and satisfy himself after obtaining such details as may be considered necessary, that the actual expenditure was not less than the amount claimed.

If such a member used his own car, he will be granted mileage allowance at the rates admissible to officials of the First Grade subject to a maximum of Rs. 10.00 per day.

4. The travelling and daily allowance will be admissible to a member on production of a certificate by him to the effect that he has not drawn any travelling or daily allowance for the same journey and halts from any other Government source. .

5. The members will be eligible for travelling allowance for the journeys actually performed in connection with the meetings of the committee from and to the place of their permanent residence to be named in advance. If any member performs a journey from a place other than the place of his permanent residence to attend a meeting of the Committee or returns to the place other than the

place of his permanent residence after the termination of the meeting, travelling allowance shall be worked out on the basis of the distance actually travelled or the distance between the place of permanent residence and the venue of the meeting whichever is less.

6. *Members of Parliament.*—The Member of Parliament on the Committee in respect of journeys performed by him by rail, road, Air and streamer in connection with the work of Committee, shall be entitled to T.A./D.A. on the same scale as is admissible to him under Salaries and Allowances of Members of Parliament Act as amended from time to time.

7. *Members of Vidhan Sabha.*—The non-official members who are members of the Vidhan Sabha shall be entitled to T.A./D.A. in respect of journeys performed in connection with the work of the Committee on the scale as is admissible to them under Salaries and Allowances of Members of Legislative Assembly Act as amended from time to time.

8. The Members will not be entitled to daily allowance in connection with their assignment, when the Vidhan Sabha or the Vidhan Sabha Committee on which the members are serving is in session as they will be drawing their daily allowance under the Salaries and Allowances of Members of Legislative Assembly (H.P.) Act, 1971, from Vidhan Sabha. However, if they certify, that they were prevented from attending the Session of the House of the Vidhan Sabha Committee and did not draw any daily allowance from the Vidhan Sabha, they would be entitled to daily allowance at the rate as prescribed.

9. The provisions of rule 4.17 and 6.1 of the Himachal Pradesh Treasury Rules, will apply *mutatis mutandis* in the case of over-payment made on account of Travelling Allowance to non-official members.

10. The member will also not draw T.A. and D.A. including conveyance allowance which will disqualify them from the Vidhan Sabha.

By order,
H. S. DUBEY,
Chief Secretary.

श्रम विभाग

श्रमिक संघ

शिमला-2, 12 मई, 1980

संख्या 8-28/79-श्रम.—श्रीद्वयिक विवाद अधिनियम, 1947 (1947 का 14) की धारा 17 के अनुसरण में राज्यपाल, हिमाचल प्रदेश श्री दर्शन सिंह तथा स्पूनिशिप कमेटी, सोलन के मध्य चल रहे विवाद पर प्रीजाइंडिंग आर्किसर, श्रम न्यायालय, हिमाचल प्रदेश द्वारा दिये गये निम्नांकित नियंत्रण जो सरकार को दिनांक 10-3-1980 की प्रात तुम्हारा है तथा प्रकाशित करने के सहर्ष आदेश देते हैं:—

ANNEXURE

IN THE COURT OF SHRI H. D. KAINTHLA
PRESIDING OFFICER LABOUR, COURT
HIMACHAL PRADESH, CAMP AT SOLAN

Case No. 43 of 1978 (and cases No. 44 to 52 of 1978)

Shri Ranjit Singh, Fire Brigade Department, Municipal Committee, Solan ..Applicant.

versus

The Municipal Committee, Solan (Himachal Pradesh) ..Respondents.
through its Secretary ..Respondents.
Application under section 33 (C) (2) of the I.D. Act, 1947

Judgement Order:

Shri Ranjit Singh applicant is a Fireman in the Fire Brigade, Municipal Committee, Solan. He has claimed that he has been required to attend duty 12 hours daily when under Law of Minimum Wages Act, was to perform duties only for 8 hours a day. So double wages for 4 hours for extra daily duty w.e.f. 15-1-1974 to 1-3-1978 he claims Rs. 10,670.40 paise.

Similar claims with little variation are laid by other 9 Fire Brigade employees of Solan Municipal Committee in their similar applications, cases No. 44 to 52 of 1978. The table of their amounts of claim is given as under:—

Rs.

Devi Dayal 44 of 1978 1-1-1965 to 1-3-78	37,009.69
Shiv Ram 45 of 1978 1-1-65 to 1-3-78	32,479.56
Daswan Singh 46 of 1978 1-1-65 to 1-3-78	32,168.44
Roop Ram 47 of 1978 1-1-65 to 1-3-78	32,168.44
Krishna Nand 48 of 1978 1-1-65 to 1-3-78	32,168.44
Jagat Singh 49 of 1978 1-1-65 to 1-3-78	32,168.44
Dhiraj Singh 50 of 1978 1-1-65 to 1-3-78	32,168.44
Sangat Ram 51 of 1978 1-1-65 to 1-3-78	32,168.44
Beant Singh Bedi 52 of 78 1-1-65 to 1-3-78	42,953.52

On the agreement of the parties all these ten cases No. 43 of 78, to 52 of 1978 have been consolidated for purpose of trial as common facts and law points are involved, *vide* order, dated 12-10-1978 passed by my learned predecessor. So this judgment order will cover all these ten cases.

The applicants have simply stated in their applications that they are entitled to double wages for 4 hours for extra duty daily under the Minimum Wages Act.

The respondent, Municipal Committee denied the money claim made by the applicants on account of extra duty as double wages. It was explained that there was no application of Minimum Wages Act to Municipal employees and that there was no condition of employment under which the applicants could not be detained for more than 8 hours on duty post. That the claim does not fall under section 33-C (2) of the Industrial Dispute Act.

In the rejoinder, the applicants further amplified their claim saying that the claim of the applicants was covered under Minimum Wages Act and Rules of the Central and State Governments and also under Himachal Pradesh Shops and Commercial Establishment Act and Rules, Factories Act and Rules and Bye-Laws of Solan Municipal Committee. Additionally it was asserted that the applicants were entitled to the same pattern of service conditions as applicable to Simla Fire Brigade employees (Government undertaking).

By way of preliminary objection, it was contended that the written statement filed on behalf of the respondent is not by a competent person under the Law being Senior Vice-President and therefore, not tenable.

On the pleadings of the parties the learned predecessor Court has framed the following issues:

1. Whether the applicant is required to work more than 8 hours and he had been on duty for 12 hours. If so its effect? OPD.
2. To what amount, if any, the applicant is entitled to recover from the respondent management? OPP.
3. Whether the written statement has been filed and signed by the authorised person, if not, to what effect? OPD.

One more issue as under was added by me on 30-6-1979:

4. (1) Whether in the context of the pleadings of the parties, the matter involved in the petition is covered under section 33-C (2) of the Industrial Dispute Act or not? OPP.

Findings on issues:

Issue No. 1. The applicants as noticed above, in their claim petition and replication, rested their claim on Minimum Wages Act and Rules and also various other Acts and Rules for double wages of extra work beyond eight hours daily.

Another basis for claiming double wages given in the replication is on the pattern of Fire Brigade employees Simla (Government undertaking). The only evidence that has been led by the appellants is the statement of Shri Beant Singh who is an applicant. He makes out a contradictory stand that at the time of his employment it was given out that Government service Rules regarding the duty performance shall apply to them, and at the same breath he says that they represented many a time to the Municipal Committee that their duty hours be reduced from 12 to 8 hours a day. Such representations

are Ex. P. 1 to Ex. P. 4. So it means there is no legal basis for this claim with the applicants.

He makes reference to many irrelevant matters and goes on to say that at Simla, Fire Brigade work is done on three shifts a day basis.

On the part of the respondent Committee it is not disputed that the applicants are required to attend duty for 12 hours a day but the liability to pay any extra wages for 4 hours daily work is disputed and denied.

Under section 13 of the Minimum Wages Act fixing of hours for a normal working day has to be done by the State Government in respect of the scheduled employments for which minimum rates of wages have been fixed under section 3 of the said Act. For Municipal Committee, Solan employees including the applicants connected with Fire Brigade section no such minimum wages have been fixed, nor daily working hours restricted to 8 hours. So section 14 of the Minimum Wages Act providing for overtime payment is not available to the applicants. However, the Municipal Committee, Solan should in all fairness adopt three shift system of working with 8 hours daily duty for applicants instead of 12 hours presently prevailing. No other Act or Rules help the applicants.

Hence this issue goes against the applicants.

Issue No. 2.—The applicants are not entitled to any amount as over-time allowance, in view of issue No. 1 going against them.

Issue No. 3.—The written statements to the claim applications have been signed by the Senior Vice-President Municipal Committee which was later on ratified by the Resolution of the Municipal Committee, dated 8-9-1978 Senior Vice-President of the Committee acts for the President under section 27 of the Himachal Pradesh Municipal Act, 1968 by presiding over the Committee meeting. He is the elected executive functionary. He can act for the Municipal Committee for signing the written statement which was also proved by the Committee afterwards. There is no prohibition against his doing so. The reliance on the bye-laws 22(1) and (2) 1953 is misplaced which is as under:—

- (1) The secretary shall be responsible for the remaining business of the Committee subject to the orders of the President and the Committee and shall so far as may conveniently be possible conduct the correspondence of the Committee:
- (2) The secretary is authorized to conduct all suits, appeals and proceedings instituted by or against the Committee.

The above power to the Secretary under the bye-law is an enabling power and it will in no way detract from the position and power of the President and Vice-President. In fact the Secretary has to function subject to the orders of the President that is, Vice-President in the absence of the President.

In any case the written statements is merely a denial of the claim of the applicants which the latter have to prove themselves. They cannot succeed on the default of the respondents. This technical objection has little relevance on merit. It was for the respondent Committee to disown the written statement which has been ratified by them. Therefore, this technical objection is of no avail to the plaintiff.

Issue No. 4.—Section 33-C(2) of the Industrial Dispute Act covers cases of recovery and calculation of monetary benefits based on existing established rights. The dispute in the present case is not based on any existing rights admitted on the part of or established against the respondents. Otherwise it can be properly the subject matter of the Industrial Dispute, only in a reference under section 10 of the Industrial Dispute Act. Reference in this behalf may be usefully made to the Full Court judgment of the Gujarat High Court *Nizamuddin Suleman vs. New Shorrock Eng. and Wng. Co., Ltd., and others* 1975 L.L.J. (II), 36.

Before concluding this case, I may consider application dated 15-9-1979 filed by the applicants for contempt of Court. It is a very vague application that the Committee had decided to have three shifts working system for the Fire

Brigade employees and that at the same time the applicants were being pressurised to withdraw their claim petitions for over-time allowance. Neither proper particulars of the allegation made in the application are given nor it is necessary now to go into this aspect at the fag end of the case which goes against the applicants.

In view of the nature of the claim and its legal implication, I leave the parties to their respective costs.

Copy of this order be given to the parties.

The record of the case is forwarded to the Secretary (Labour) to the Government of Himachal Pradesh under section 33-C(4), of the I.D. Act, 1947.

Announced to-day the 23rd September, 1979 in the presence of the parties.

H. D. KAINTHLA,
Presiding Officer, Labour Court,
Himachal Pradesh, Camp at Solan.
Dated 23-9-1979

आदेश द्वारा,
हस्ताक्षरित/-
मन्त्रित ।

M.P.P. & POWER DEPARTMENT

NOTIFICATIONS

Simla-171002, the 25th November, 1980

No. M.P.P.-F(5)-45/77.—Agreement made between the Himachal Pradesh State Electricity Board and the Government of Himachal Pradesh through the Secretary (M.P.P. & Power) for the construction of Approach Road to magazine site for Andhra Hydel Project at Chirgaon in Simla district is hereby published in the Gazette for the information of general public under section 42, of the Land Acquisition Act, 1894.

Sd/-
Deputy Secretary.

AGREEMENT

This Agreement is made on the 20th day of November, 1980, between the Himachal Pradesh State Electricity Board having its headquarters at Simla [as statutory body incorporated under the provision of the Electricity (Supply) Act, 1948 (Act No. LIV of 1948)] through Shri H. S. Dubey, Chairman, Himachal State Electricity Board (herein called "The Company" which expression shall, unless the context otherwise required, include his successors in office and assignees) of the one part and the Governor of Himachal Pradesh, through the Secretary (M.P.P. & Power), Government of Himachal Pradesh (hereinafter called "The Governor" which expression shall, unless the context otherwise require, include his successors in office and assignees) of the other part.

Whereas for the purpose of the construction of approach road to magazine site for Andhra Hydel Project at Chirgaon in Simla district, the company has applied to the Government of Himachal Pradesh for the acquisition under the provisions of the Land Acquisition Act, 1894, for the price of land containing an area of 1-10 Bighas, as per detail noted in the specification below situated in village Chirgaon, Tehsil Rohru, District Simla, and more particularly described in the schedule hereto and delineated in the plan hereunto annexed;

And whereas the said Government of Himachal Pradesh being satisfied by an enquiry held under section 40 of the said Act that the proposed acquisition is needed for the aforesaid purpose and the said work is likely to prove useful to public, has consented to acquire on behalf of the company, the piece of land hereinbefore described;

And whereas the said Government of Himachal Pradesh has required the company under the provision of section 41 of the above mentioned Act to enter into the Agreement with the Governor hereinafter contained;

Now this indenture witnesseth that it is hereby agreed and declared as follows:—

- On demand the company shall and will pay to the said Government all and every amount in lieu of the said land tendered, paid or awarded or to be tendered, paid or awarded by the Collector under the Land Acquisition Act, 1894, or by Court or Courts to which an appeal from the award of the said Court may be preferred and all costs, charges and expenses of the proceeding in the aforesaid Courts, or otherwise incidental of the proposed acquisition or payable in respect thereof under the provisions of said Act.
- On demand made by the said Collector the obligations of the company under the last preceding clause not being thereby, limited, the company shall and will deposit with the said Collector such sum or sums of money as in his discretion, the said Collector may in anticipation estimate to be necessary for the purposes mentioned in the last preceding clause.
- On payment by the company of all demands under the foregoing first clause, or in the discretion of the said Government (on deposit by the company of all estimated amounts as provided in the second clause), but not before possession shall have been taken under the provisions of the above mentioned Act, the Government shall make over possession of the said land to the company and shall execute and do all such acts and deeds as may be necessary and proper for effectually vesting the same in the company.
- The said land shall be held by the company for the purpose of such as construction of approach road to magazine site for Andhra Hydel Project at Chirgaon in Simla district, as is hereinbefore mentioned and without the sanction in writing of the said Government first had and obtained for no other purpose whatsoever.
- The construction of said approach road to magazine site for Andhra Hydel Project at Chirgaon in Simla district shall be completed (and fully equipped in all respects ready for use) within minimum period of 2 years from the date on which possession of the said land shall have been given to the company.
- Should the said land/approach road not be completed (and fully equipped in all respects ready for use) within the period stated in the last preceding clause or within such further period as in its discretion may be prescribed or allowed by the said Government or should the said land at any time thereafter cease for a period of six consecutive months to be held and used or cease to be required for the purpose or purposes provided for in the foregoing fourth clause then and in any such case, the said Government may summarily re-enter upon and take possession of the said land together with all land/road thereafter whether such land/road were erected before or after the transfer of the land to the company, and thereupon the interest of the company in the said land and road shall absolutely cease and determine.
- On taking such possession the said Government may sell or otherwise deal with the said land and building as it may think proper:
 - Should the said Government sell the land with the land/road the said Government after deducting the expenses incurred in connection with the said taking of possession and with such sale shall pay the proceeds to the company.
 - Should the said Government decide not to sell the land the said Government shall retain the said land thereon in which case the Government shall repay to the company the market value as on the day of re-entry of all the land/road erected by the company and all sums received from the company in respect of all and every amount as provided in the foregoing first clause (less the statutory

allowance of 15 per cent and less any amount received on account of trees and buildings which are not in existence at the time of resumption), but will not repay any sums paid and received on account of costs, charges and expenses of acquisition.

(iii) Should the said Government decide to sell the land only upon such sale, the Governor, shall after deducting the expenses of taking possession and selling pay the balance of the proceeds of sale to the company, together with the sum received from the company in respect of the amount for the land (less the statutory allowance of 15 per cent and less any amount received from the company on account of trees and buildings etc. which are not in existence at the time of resumption), but will not repay any sum paid and received on account of costs, charges and expenses of acquisition.

8. Should any dispute or difference arise touching or concerning the subject matter of this agreement or any convenient clause or thing herein contained, the same shall be referred to the Secretary (Law) to the Government, and opinion and the decision of the aforesaid Secretary (Law) upon such dispute or difference shall be final and conclusive and binding on the parties thereto.

In witness whereof Shri H. S. Dubey, Chairman, Himachal Pradesh. State Electricity Board for and on behalf of the Himachal Pradesh State Electricity Board and Shri H. S. Dubey, Secretary (M.P.P. & Power) to Himachal Pradesh Government, Simla-2 for and on behalf of the Governor of Himachal Pradesh, have hereunto set their respective hands and seal on the day and year first above written.

H. S. DUBEY,
Chairman,

Witnesses: H. P. State Electricity Board,
Sd/- Simla-4.

1. (W. F. DESOUZA),
Member (Electrical),
H.P. S.E.B., Simla-4.

2. Sd/-
Secretary,
H.P. State Elec. Board,
Simla-171004.

Signed, sealed and delivered
by.

Witnesses:

1. ह०/-
प्रभुभाग अधिकारी
(राजस्व ग शाखा)
दि० ३० सितंबर, १९८०
शिमला-२.

Secretary (M.P.P. & P.)
to the Govt. of Himachal Pradesh
for & on behalf of Governor of
Himachal Pradesh.

2. Sd/-
Deputy Secretary (M.P.P.)
to the Government of
Himachal Pradesh.

All that piece or parcel of land situated in Village Chirgaon containing an area of 1-10 Bighas detailed as under:-

SPECIFICATION

District: SIMLA	Tehsil:	ROHRU		
Village	Khasra No.	Area	Big.	Bis.
1	2	3	4	
CHIRGAON	778/1	0	1	
	779/1	0	1	
	783/1	0	10	
	974/768/1	0	4	

1	2	3	4
	1131/937/768/1	0	10
	967/768/1	0	4
Total	Kita .. 6	1	10

H. S. DUBEY,
Chairman, Sd/-
Secretary (M.P.P. & P.)
H.P. State Elec. Board, to the Govt. of Himachal Pradesh,
Simla-4.
Simla-2.

शिमला-171002, 27 दिसम्बर, 1980

सं० विवात-ठ० (5)-31/80.—यतः राज्यपाल, हिमाचल प्रदेश को यह प्रतीत होता है कि पंजाब राज्य विजली बोड जो कि भू-अर्जन अधिनियम, 1894 (अधिनियम संख्या-1) सन 1894 की धारा-3 (इ) के अन्तर्गत एक कम्पनी है, के द्वारा अपने व्यय पर सार्वजनिक प्रयोजन नामतः ग्राम सलापड़/सुदाहण, तहसील सुन्दरनगर, डैहर में 220 के ०१० टावर के निर्माण हेतु भूमि अर्जित करनी अपेक्षित है अतः एत द्वारा यह अधिसूचित किया जाता है कि उक्त परिस्कर्म में जैसा कि नीचे विवरणी में निर्दिष्ट किया गया है, उपरोक्त प्रयोजन के लिए भूमि का अर्जन अपेक्षित है।

2. यह अधिसूचना ऐसे सभी व्यक्तियों जो इससे सम्बन्धित हो सकते हैं, की जानकारी के लिए भू-अर्जन अधिनियम, 1894 की धारा-4 के उपवन्धों के अन्तर्गत जारी की जाती है।

3. पूर्वोक्त धारा द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, राज्यपाल, हिमाचल प्रदेश इस समय इस उपक्रम में कार्यरत सभी अधिकारियों, उनके कर्मचारियों और अधिकारी को इलाके में किसी भी भूमि में प्रवेश करने तथा सर्वेक्षण करने और उस धारा द्वारा अपेक्षित अवधार अनुमति सभी अन्य कार्यों को करने के लिए सहवं प्राधिकार देते हैं।

4. कोई भी ऐसा हितवद्ध व्यक्ति जिसे उक्त परिक्षेत्र में कृष्णा भूमि के अर्जन करने पर कोई आपत्ति हो, वह इस अधिसूचना के प्रकाशित होने के तीस दिनों की अवधि के भीतर लिखित रूप में भू-अर्जन समाहरण, उप-मण्डल अधिकारी (सिविल) सुन्दरनगर, जिला मण्डी के समक्ष आपत्ति दायर कर सकता है।

विवरणी

जिला: मण्डी

तहसील: सुन्दरनगर

इलाका/ग्राम	बसरा नं०	धैत्र				
		1	2	3	4	5
सलापड़	399/1		0	0	4	
	370/1		0	1	16	
	402/1		0	0	12	
	1415/1		0	4	1	
	371/1		0	0	12	
	740/1		0	3	4	
	1711/1		0	4	1	
	1574/1		0	3	4	
कुल किला .. 8			0	17	14	

आदेश द्वारा,
हस्ताक्षरित,
संचित ।

PUBLIC WORKS DEPARTMENT

NOTIFICATIONS

Simla-171002, the 4th December, 1980

No. PW(B)3(1)1/79.—In supersession of this Government Notification of even number, dated the 17th October, 1979, the Governor, Himachal Pradesh, is pleased to constitute the undermentioned 'Negotiation Committee' for the sale/allotment of lands/plots for Industrial, Commercial and Residential purposes, in the Urban Estate at Manali, consisting of the following members:—

1. Minister of State (Panchayat)	.. Chairman
2. Secretary (P.W.)	.. Vice-Chairman.
3. Finance Secretary	.. Member
4. Managing Director, H.P. Tourism Dev. Corporation	.. Member
5. Additional Chief Engineer, (B&R), Himachal Pradesh	.. Member
6. Deputy Commissioner, Kulu district	.. Member
7. Senior Architect	.. Member
8. State Town Planner	.. Member
9. Executive Engineer, Kulu Division II (B&R)	.. Member
10. Shri Japu Ram, r/o Village Nagar-Kulu at present residing at Manali	.. Member
11. Assistant Town and Planner, Estate Officer, Kulu	.. Member-Secretary.

2. The committee will screen the cases of all applicants for Industrial, commercial and residential plots and make all allotments in favour of genuine parties on behalf of the Himachal Pradesh Government.

3. The Committee may hold its meetings at Simla or Manali, wherever convenient for the disposal of its business.

4. The members serving on the Committee shall draw T.A. and D.A. in connection with any journey(s) performed by them for the above business from their respective heads of expenditure at usual rates. The non-official member of the said Committee will be paid T.A. and D.A. as shown in an Annexure 'A'.

5. This issues with the prior concurrence of the Finance Department obtained *vide* their Dy. No. 2137-Fin.(c) A (3)-28/77, dated 10-11-1980.

ANNEXURE 'A'

T.A. & D.A. TO THE NON-OFFICIAL MEMBERS

1. *Travelling Allowance—Journey by Road.*—(i) They will be treated at par with Government servants of the first grade, and will be entitled to a single fare of class of accommodation actually used, but not exceeding the fare to which the Government servant of the First Grade are normally entitled, *i.e.*, accommodation of the highest class, by whichever name it may be called provided on railway by which the journey is performed.

(ii) *Journey by Road.*—They will be entitled to actual fare for travelling by taking a single seat in by motorcycle/scooters, mileage allowance at 33 paise per km for plain areas and 43 paise per km for hilly areas and if the journey is performed by engaging full taxi/own car the members will be entitled to mileage allowance at 1.10 paise per km in respect of the journeys in the plain and at Rs. 1.40 per km in the hills (which rates

are inclusive of elements of 33-1/2 per cent increase) for Himachal Pradesh.

(iii) In addition to the actual fare or mileage as per item (i) and (ii) above, a member shall draw daily allowance for the entire absence from his permanent place of residence starting with arrival at that place at the same rate and subject to the same terms and conditions as apply to grade I officers of the State Government.

2. *Daily Allowance.*—(i) Non-official members will be entitled to draw daily allowance for each day of the meeting at the highest rate as admissible to a Government servant of the first grade for the respective locality.

(ii) In addition to daily allowance for the day(s) of the meeting a member also be entitled to daily allowance for halt on tour at out station in connection with the affairs of the Committee as under:—

(a) If the absence from headquarter does not exceed 6 hours .. Nil.

(b) If the absence from headquarter exceed 6 hours but does not exceeds 12 hours... 70%

(c) If the absence from Headquarter exceeds 12 hours .. Full

3. *Conveyance Allowance.*—A non-official member resident at a place where the meeting of the Committee is held will not be entitled to travelling and daily allowance on the scales indicated above, but will be allowed only the actual cost of conveyance hire, subject to a maximum of Rs. 10/- per day. Before the claims is actually paid the controlling officer should verify the claims and satisfy himself after obtaining such details as may be considered necessary, that the actual expenditure was not less than the amount claimed.

If such a member used his own car, he will be granted mileage allowance at the rate admissible to officials of the first grade subject to a maximum of Rs. 10/- per day.

4. The travelling and daily allowance will be admissible to a member on production of a certificate by him to the effect that he has not drawn any travelling or daily allowance for the same journey and halts from any other Government source.

5. The members will be eligible for travelling allowance for the journey actual performed in connection with the meetings of the Committee from and to the place of their permanent residence to be named in advance. If any member performs a journey from place other than the place of his permanent residence to attend a meeting of the Committee or returns to the place other than the place of his permanent residence after the termination of the meeting, travelling allowance shall be worked out on the basis of the distance actually travelled or the distance between the place of permanent residence and the venue of the meeting whichever is less.

6. The provisions of rule 4.16 and 6.1 of the Himachal Pradesh Treasury Rules, will apply *mutatis mutandis* in the case of over payment made on account of travelling allowance to non-official members.

शिमला-2, 12 दिसम्बर, 1980

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4

संख्या 9-16/73-पी 0डब्ल्यू-बी.—चूंकि हिमाचल प्रदेश के राज्यपाल को यह प्रतीत होता है कि सरकारी व्यय पर सार्वजनिक प्रयोजन के लिए अर्थात् गांव सन्तोषगढ़, जटपुर और नंगल कलां से सम्बन्ध में सन्तोषगढ़-पोलिया सड़क कि 0मी 0 0/0 से 4/0 तक के निर्माण के लिए भूमि लो जानी अपेक्षित है, अतः एतद्वारा यह घोषित किया जाता है कि निम्नलिखित विस्तृत विवरण में वर्णित भूमि उपयुक्त प्रयोजन के लिए अपेक्षित है।

2. भू-अर्जन अधिनियम, 1894 की धारा 6 के उपबन्धों के अधीन सभी सम्बन्धित व्यक्तियों के लिए घोषणा की जाती है तथा उक्त अधिनियम की धारा 7 के उपबन्धों के अधीन समाहर्ता, भू-अर्जन, हिमाचल प्रदेश लोक निर्माण विभाग को एतद्वारा उक्त भूमि के अर्जन के लिए आदेश लेने का निर्देश दिया जाता है।

3. भूमि का खाका समाहर्ता, भू-अर्जन, हिमाचल प्रदेश लोक निर्माण विभाग, हमीरपुर हिमाचल प्रदेश के कार्यालय में निरीक्षित किया जा सकता है।

विस्तृत विवरण

जिला: ऊना

तहसील: ऊना

गांव	खसरा नं 0	क्षेत्र		जोड़	...	125	19
		1	2				
सन्तोषगढ़	1/24/1	0	2				
	24/2	0	9				
	24/3	1	1				
	24/4	0	9				
	7/3/1	2	7				
	3/2	0	10				
	4/1 1	1	2				
	4/ 3	0	1				
	4/ 4	0	2				
	4/ 5	0	0				
	8/ 2	0	3				
	9/ 1	0	14				
	9/ 2	2	12				
	10/ 1	0	4				
	10/ 2	0	4				
		जोड़	10	0			

नंगल कलां	7456/1430-31	4	0
	1432	6	16
	1433	0	13
	1434	9	8
	1435	3	13
	1436	4	5
	7461/1477-78	5	4
	1479/1	5	6
	1479/2	2	0
	1482	7	14
	1483	9	15
	1484	9	14
	7463/1505-6	0	4
	1510	2	9
	1511	0	7
	7465/1512-13	1	10
	1514	1	17
	7466/1515-18	14	5
	1519	12	10
	1520	22	15
	1521	2	18
	1522	8	16
	1683	10	3
	1766	0	9
	1767	8	4
	1768	1	10
	1769	4	19
	1770	2	18
	2056	0	13
	2058	1	15
	2062	0	4
	2074	2	2
	7348/6092-95/2077	0	13
	7349/6092-95/2077	0	12

1	2	3	4	जिला: मण्डी	विस्तृत विवरण	तहसील: सरकाराठ
					क्षेत्र	
				खम्मता नं 0	है 0 ए 0 मै 0	किस्म भूमि
				2	3 4 5	6
7350/6096-97/2077	0	14		वारानी 175	1183/1	0 05 31 वारानी क्षेत्र
6098/2078	0	9			1227/1	0 04 49 खड़तर 48
6099/2078	0	12	गांव	खम्मता नं 0	1251/1	0 02 15 खड़तर
2082	0	5		2	1182/1	0 01 27 वारानी क्षेत्र
2085	1	6			1182/2	0 00 14 वारानी क्षेत्र
2086	2	5			1244/1	0 01 35 वंजर कदीम
2093	0	17			1264/1	0 00 25 वंजर कदीम
2094	0	8			1266/1	0 00 68 वंजर कदीम
2111	1	7			1263/1	0 00 87 वारानी क्षेत्र
2112	0	5			1263/2	0 00 66 वारानी सोम
2113	0	18			1201	0 00 74 वंजर कदीम
7645-46/2117	0	19			1202/1	0 11 34 वंजर कदीम
2118	0	12			1203/1	0 02 97 वारानी सोम
2124	0	9			1245/1	0 01 54 वंजर कदीम
2125	0	14			1249/1	0 02 65 खड़तर
2128	0	8			1265/1	0 09 80 वंजर कदीम
2163	0	2			1268/1	0 00 16 खड़तर
2129	0	5			1273/1	0 00 46 वंजर कदीम
2133	0	5			1200/1	0 02 62
2134	0	13			1248/1	0 02 61 खड़तर
2137	0	17			1256/1	0 00 70 वंजर कदीम
2138	0	17			1258	0 00 08 वंजर कदीम
2166	1	11			1272/1	0 04 24 खड़तर
7524/2639-40-41	2	2			1328/1	0 07 46 खड़तर
7525/2638-39-40	2	16			1247/1	0 03 44 खड़तर
2639	0	4			1257/1	0 00 92 वंजर कदीम
2644	1	4			1206	0 00 12 वंजर कदीम
					1206/2	
जोड़ ..	193	11			1262/1	0 00 11 वारानी सोम
					1267/1	0 00 10 खड़तर
कुल जोड़ ..	329	10				
आदेश द्वारा, हस्ताक्षरित, सचिव ।						
					जोड़ किता .. 30	0 69 24

शुद्धि पत्र

शिमला-2, 12 दिसम्बर, 1980

*सरकाराठ-टिहरा-सन्धोल सङ्क के निर्माण हेतु।

सं 0 लो 0 नि 0 (ब) 3-19/80.—इस विभाग की सम संड्या अधिसूचना दिनांक 16/20-9-80 की तीसरी पंक्ति में 16-2-80 के स्थान पर 16-9-80 पढ़ा जाये।

एच 0 सो 0 मल्होत्रा,
सचिव ।

अधिसूचनाएं

चूंकि हिमाचल प्रदेश के राज्यपाल को ग्रह प्रतीत होता है कि सरकारी व्यय पर सार्वजनिक प्रयोजन के लिए *भूमि ली जाती अपेक्षित है, अतः एतद्वारा यह धोखित किया जाता है कि निम्नलिखित विस्तृत विवरण में वर्णित भूमि *प्रयोजन के लिए अपेक्षित है।

2. भू-अर्जन अधिनियम, 1894 की धारा 6 के उपवर्णों के अधीन सभी सम्बन्धित व्यवितरणों के लिए धोखणा की जाती है तथा उक्त अधिनियम की धारा 7 के उपवर्णों के अधीन समाहर्ता, भू-अर्जन, हिमाचल प्रदेश लोक निर्माण विभाग को एतद्वारा उक्त भूमि के अर्जन के लिए आदेश लेने का निदेश दिया जाता है।

भूमि का खाका समाहर्ता, भू-अर्जन, हिमाचल प्रदेश लोक निर्माण विभाग, मण्डी, हिमाचल प्रदेश के कार्यालय में निरीक्षित किया जा सकता है।

*सरकाराठ-टिहरा-सन्धोल सङ्क के निर्माण हेतु।

संज्ञा : लो 0 नि 0 ब 1 (1)-3/80. शिमला-2, 27 दिसम्बर, 1980

सं 0 लो 0 नि 0 (ब) 1 (1)-3/80
शिमला-171002, 29 दिसम्बर, 1980

हिमुण दोम	1037/1	0 02 63
	1050/1	0 03 73
	1051	0 02 66
	1042/1	0 03 66
	1052/1	0 00 24
	1052'2	0 02 23
	1060/1	0 03 52
	1039/1	0 02 17
	1040/1	0 00 96
	1061/1	0 03 35
	1132/1	0 00 80
	1075	0 02 30
	1079 1	0 02 84
	1080/1	0 01 02
	1076/1	0 01 85
	1074/1	0 00 43
	1077/1	0 00 24
	1073/1	0 00 84
	1073/2	0 00 48
	854/1	0 02 02
	855/1	0 02 05

1	2	3	4	5	6	1	2	3	4	5	6
	845/1	0	00	60			1431/1	0	00	13	
	857/1	0	02	87			1429/1	0	00	46	
	959/1	0	01	02			1432	0	00	80	
	959/2	0	00	24			1430	0	05	65	
	959/3	0	00	33			1414	0	00	29	
	972/1	0	00	28			1405/1	0	01	02	
	1133/1	0	01	54			1413	0	00	35	
	1136/1	0	01	48			1588/1	0	00	59	
मण्डी	963/1	0	00	15			1588/1	0	01	28	
	963/2	0	00	21							
	961/1	0	03	18			जोड़ किता .. 37	0	45	66	
	974/1	0	02	93							
	975/1	0	05	50							
	1138/1	0	00	02							
	960	0	05	04							
	1137/1	0	05	84							
	976/1	0	01	83							
	970/1	0	00	52							
	962/1	0	03	14							
	971/1	0	04	18							
	1135/1	0	00	28							
	1135/2	0	00	51							
	990/1	0	01	26							
	991/1	0	00	30							
	954/1	0	02	90							
	989/1	0	03	39							
	953/1	0	01	48							
	1141/1	0	04	23							
	1139/1	0	06	48							
	941/1	0	01	90							
	951/1	0	09	69							
जोड़ किता .. 52		1	13	34							

*सरकारी-टिहरा-सन्धोल सड़क के निर्माण हेतु।

संख्या लो.नि. (ब) 1-(4)-3/80 फिल्मा-2, 29 दिसम्बर, 1980

लगायार	1366/1	0	00	60	
	1367/1	0	00	37	
	1368/1	0	00	26	
	1583/1	0	00	91	
	1377	0	00	82	
	1570/1	0	00	32	
	1670/1	0	01	59	
	1369/1	0	00	42	
	1374	0	00	98	
	1375	0	02	63	
	1571/1	0	00	44	
	1406/1	0	01	02	
	1407	0	01	90	
	1585/1	0	01	25	
	1584	0	04	59	
	1589	0	01	40	
	1426/1	0	00	36	
	1376	0	00	98	
	1571	0	04	75	
	1586/1	0	00	28	
	1587	0	02	21	
	1616	0	00	69	
	1552/1	0	00	28	
	1590	0	00	51	
	1614	0	01	42	
	1615	0	00	95	
	1409/1	0	00	56	
	1593/1	0	00	60	

आदेश द्वारा,
हस्तांकित,
सचिव ।

REVENUE DEPARTMENT

NOTIFICATIONS

Simla-2, the 15th December, 1980

No. Rev. I-A (2)-2/76.—In exercise of the powers vested in him under clause (b) of sub-section (1) of section 28 of the Himachal Pradesh Land Revenue Act, 1953 (Act No. 6 of 1954), and all other powers enabling him in this behalf, Governor, Himachal Pradesh, is pleased to confer on the following officers, all the powers of Assistant Collector Second Grade under the said Act to be exercised by them within the local limits of their jurisdiction as specified against each, with immediate effect:—

Name and designation of officer	Area of jurisdiction
1. Sh. S. R. Mehta, Tehsildar (Recy.), Solan.	Solan Tehsil
2. Sh. Shiv Lal Kapoor, Class 'B' Tehsildar candidate, Mandi.	Mandi Tehsil

Simla-2, the 16th December, 1980

No. Rev. I-A (2)-2/79.—In exercise of the powers vested in him under section 3 (c) of the Land Acquisition Act, 1894 and all other powers enabling him in this behalf, the Governor, Himachal Pradesh, is pleased to confer on Shri Bhim Sen, S.D.M., Keylong, all the powers of Collector under the said Act to be exercised by him within the local limits of the Lahaul Sub-Division with immediate effect.

By order,
Sd/-
Secretary.

Simla-171002, the 20th December, 1980

No. Rev. I (B) 1-6/79.—The Financial Commissioner, Himachal Pradesh, is pleased to order the promotion of the following Naib-Tehsildars as Tehsildars in the scale of Rs. 825—1580 purely on temporary basis for a period of six months or till 'A' and 'B' Class Tehsildar candidates are declared qualified for their appointment as Tehsildar or senior Naib-Tehsildars to those promoted *vide* this order pass the Tehsildars examination and are found fit for promotion as Tehsildar, whichever is earlier:—

- (i) Shri Chanchal Singh Parmar, Naib-Tehsildar, Settlement Kotla, Tehsil Nurpur, District Kangra.
- (ii) Shri Amar Singh, Naib-Tehsildar, Kumarsain, District Simla, Himachal Pradesh.
2. The Financial Commissioner, Himachal Pradesh, is further pleased to order the transfers and postings of the following Tehsildars with immediate effect in the public interest:—

(i) Shri Chanchal Singh Parmar, Tehsildar, in the Co-operative Department, Simla on deputation basis.

- (ii) Shri Amar Singh, Tehsildar, Tehsildar Kumarsain against a vacant post.
- (iii) Shri Khem Dass who was posted on promotion as Consolidation Officer (Vigilance) will join as Inspector Registration-cum-Stamp Auditor in Himachal Pradesh Sevt. Simla.
- (iv) Shri Mohan Lal, who was promoted as Tehsildar and posted at Bharmour will join as Tehsildar Nichar, District Kinnaur, Himachal Pradesh.
- (v) Shri Sunder Singh, who was posted as Tehsildar Thunag on promotion *vide* order of even number, dated 5-12-1980 will join as Tehsildar Bharmour.
- (vi) Shri Sadhu Ram Bhardwaj, who was posted on promotion at Kaza will join as Tehsildar Shillai, District Sirmur, Himachal Pradesh.

3. The transfer orders of Shri R. N. Karol, Consolidation Officer (Vig.) to Co-operative Department as well as the transfer of Shri Gian Chand Sharma, Tehsildar (Recovery), Simla as Inspector Registration-cum-Stamp Auditor are hereby cancelled.

4. The promotions of S/Shri Chanchal Singh Parmar and Amar Singh will take effect from the date they actually join the place of their postings.

CORRIGENDUM

Simla-171002, the 20th December, 1980

No. Rev. I (B) 1-6/79.—Please substitute "Shri Mohan Lal, Naib-Tehsildar, Chopal, District Simla" in place of "Shri Mohan Lal, Naib-Tehsildar, Bharmour" appearing at serial number 5 in para 1 and 2 of this Department Order of even number, dated 5-12-1980.

NOTIFICATIONS

Simla-171002, the 24th December, 1980

No. Rev. I (B) 3-1/79.—The Financial Commissioner, Himachal Pradesh, is pleased to order the transfer and

भाग—2 वैधानिक नियमों को छोड़ कर विभिन्न विभागों के अध्यक्षों और जिला मंजिस्ट्रेटों द्वारा अधिसूचनाएं इत्यादि

अधिसूचनाएं

जब कि हिमाचल प्रदेश के राज्यपाल को यह प्रतीत होता है कि जनता के व्यय पर हिमाचल प्रदेश मरकार द्वारा सार्वजनिक उद्देश्य के लिए *भूमि ली जानी आवेदित है एतद्वारा यह अधिसूचित किया जाता है कि निम्नलिखित स्थान में भूमि को* प्रयोगन के लिए अर्जित किया जाना सम्भावित है।

यह अधिसूचना भू-प्रयोग अधिनियम, 1894 की धारा 4 के उपवच्चों के अन्तर्गत उन सभी को को गई है जिन से यह सम्बन्धित है।

पुर्वोक्त धारा द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए हिमाचल प्रदेश के राज्यपाल इस व्यवसाय में संलग्न अधिकारियों को अपने नौकरों तथा कारीगरों सहित इलाका में किसी भूमि में कार्यवाही आरम्भ करने तथा सर्वेक्षण करने और अन्य सभी कार्य जो उस धारा द्वारा आवेदित अथवा अनुमत है, करने हेतु प्रवेश करने के लिए प्राधिकृत करते हैं।

कोई भी हितवद्ध व्यक्ति जिस को इलाका में उक्त भूमि के अर्जन में कोई आपत्ति हो वह इस अधिसूचना के प्रकाशन के तीस दिनों के भीतर कुल्चेटर के समक्ष लिखित आपत्ति दायर कर सकता है।

*कोटगढ़-भेटा सड़क के लिए।

नं 0 एस 0 ई-0-II-आर-54-5/14717-20.

शिमला-171003, 1 नवम्बर, 1980.

जिला : शिमला

तहसील : कुमारसन

गांव	खसरा नं 0	विधा विस्ता	3	4
1	2			
भडासा	308/263/1 310/264/1	0 2 0 5		
	जोड़ .. किता 2	0 7		

postings of the following Tehsildars with immediate effect in the public interest:—

- (i) Transfer orders of Shri C. M. Kaushal, Tehsildar, Barsar to Simla in the Co-operative Department which were stayed *vide* this department notification of even number, dated 1-12-1980 are hereby vacated.
- (ii) Shri Chanchal Singh Parmar, who was promoted and posted as Tehsildar in the Co-operative Department *vide* Notification of even number, dated 20-12-1980 is posted at Chamba (Mohal) *vice* Shri Chet Ram Kotwal.
- (iii) Shri Chet Ram Kotwal, Tehsildar Dehra, under transfer to Chamba (Mohal) is posted as Tehsildar Barsar, District Hamirpur *vice* Shri C. M. Kaushal.

2. All will move immediately by handing over the charge to the next junior.

P. C. DOGRA,
Deputy Secretary.

Simla-2, the 24th December, 1980

No. Rev. I-A (2) 2/76.—In exercise of the powers vested in him under clause(a) of sub-section (1) of section 28 of the Himachal Pradesh Land Revenue Act, 1953 (Act No. 6 of 1954) and all other powers enabling him in this behalf, the Governor of Himachal Pradesh is pleased to confer on Shri S. R. Mehta, Tehsildar (Recovery), Solan, the powers of Assistant Collector 1st grade under Chapter VI of the said Act to be exercised by him within the local limits of Solan district subject to the control of the Collector of the District with immediate effect.

By order,
Sd/-
Secretary,

1	2	3	4
तहसील : कोटबाई			
*महासू-बैला-मार्ग लिंक निर्माण हेतु।			

क्रमांक एस 0 ई-0-II-आर-54-1/80/13888-91.
शिमला-3, 29 नवम्बर, 1980.

पहल	489/109 490/109 400/1 509 1 511/1 488/109	9 15 2 19 3 16 5 0 274 16 5 2
जोड़	..	30 8

*महासू-बैला मार्ग निर्माण हेतु।

क्रमांक एस 0 ई-0-II-आर-54-1/80/1588 0-83.

शिमला-171003, 29 नवम्बर, 1980.

जंगल मेहदूदा कोटी	16/1 17/1 18/1 19/1 20/1 22/1 26/1 27/1 28/1	2 19 1 1 0 6 0 14 1 5 0 4 0 19 1 16 1 15
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1	2	3	4	1	2	3	4
					12038/5558-59	1	5
	37/1	0	16		5560	0	1
	1/1	1	0		5566	0	2
	38/1	0	5		5567	0	1
	39/1	1	7		5568	0	3
	45/1	1	0		5571	0	6
	46/1	0	9		5572	2	5
	47/1	0	7		5573	0	0
					5580	0	0
					5581	0	5
					5588	0	4
	जोड़ किता ..	16	3		5589	0	5
					10959/5590	0	2
					10960/5590	0	0
					10962/5591	0	0
					10963/5591	0	0
					6989	0	4
					6995	0	13
					6996	0	16
					6997	0	14
					10712/6998	0	5
					10719/6998	1	14
					10720/6998	1	12
					6999	0	4
	जोड़ किता ..	3	12		12173/10981	1	0
					Total ..	19	9

बनवारी लाल
अधिक्षण अभियन्ता,
दिनीय वृत्त, लो ० नि ० वि ०,
हि ० प्र ०, शिमला-३.

BEETAN

459	0	0
459/1	0	0
460	0	4
561	0	5
2847/462	0	7
463	0	7
464	0	12
465	0	5
496	0	9
497	2	3
498	1	1
505	1	0
506	1	7
507	3	14
508	0	2
511/1	0	1
512	0	0
513	0	0
520	0	2
550	13	2
3133/1606	0	18
3635/3134/1606	0	10
3138/1623	0	0
3313/1625	0	19
3314/2892/1625	0	15
1626	0	3
3139/1627	0	9
1628	0	15
1629	4	15
3116/1653	0	4
1654	1	6
1655	0	0
3320/1657	0	0
3321/1657	0	1
3322/1657	0	2
1663	0	0
1669	0	0
1670	0	1
1674	0	0
1916	0	8
1917	0	6
1923	0	6
1924	0	8
1926	0	1
1927	0	3
1931	0	4
1932	0	1
1935	0	15
1936	0	6
1937	0	12
1939	1	5
1940	0	9
1942	3	0

REVENUE DEPARTMENT

(DRAFT) NOTIFICATION

Hamirpur, the 20th December, 1980

No. SE-VIII/LA-Una/80-22560-64. Whereas it appears to the Governor, Himachal Pradesh that the land is required to be taken by the Government at public expense for a public purpose, namely for construction of Umrali-Singhan-Kungrath road in District Una, Himachal Pradesh, it is hereby declared that the land described in the specification below is required for the above purpose.

2. The declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894 to all whom it may concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Himachal Pradesh, Public Works Department is hereby directed to take order for the acquisition of the said land.

3. A plan of the land may be inspected in the office of the Collector, Land Acquisition, Himachal Pradesh Public Works Department, Hamirpur.

SPECIFICATION

District: UNA	Tehsil: UNA	Area		
Village	Khasra No.	K. M.	3	4
KUNGRATH	5470	0	11	
	5471	2	3	
	5537	1	8	
	5539	0	5	
	10956/5549	0	0	
	10957/5549	0	3	
	10958/5549	0	3	
	5550	0	8	
	5551	0	13	
	5552	0	7	
	5553	0	6	
	5554	0	8	
	5555	0	4	
	5556	0	5	
	5557	0	4	

1	2	3	4	1	2	3	4
	1953	0	0		1137	0	1
	2023	0	3		1138	0	0
	2024	0	5		1142	0	0
	2025	0	4		1143	0	0
	2029	0	6		1165	0	5
	2033	0	2		1169	0	1
	2034	0	4		1170	0	0
	2035	0	4		1171	0	1
	2036	0	2		1178	0	0
	2037	0	0		1179	0	1
	2061	0	15		2338/1226	0	1
	2062	2	11		1227	0	3
	2064	2	6		1228	0	1
	2065	0	0		2839/1229	0	0
	2067	1	0		1230	0	0
	3033/2068	0	2		2882/1231	0	0
	3034/2068	0	1		1232	0	9
	2069	0	16		3264/2850/1244	0	2
	3164/2080	0	2		1245	0	5
	2089	0	1		3266/1246	0	2
	2090	0	0		3267/1246	0	1
	2091	0	0		1249	0	3
	2093	0	0		1250	0	1
	Total ..	53	7		1251	0	1
					1252	0	0
SINGHAN	295	0	10		1253	0	0
	296	0	0		1259	0	0
	2446/297	0	0		1260	0	0
	2477/297	0	0		2855/1261	0	14
	2448/298	0	3		1262	6	14
	299	0	0		1264	0	1
	3114/309	1	6		1265	2	2
	3115/309	0	0		1513	3	7
	3116/309	0	0		1516	2	13
	310	0	0		2875/1517	5	6
	311	0	1		1529	0	0
	312	0	2		1532	9	18
	313	0	4		1533	0	0
	3118/2752/314	0	3		1536	0	1
	315	0	2		1543/1537	0	1
	316	0	3		1538	0	0
	317	0	2		3061/1569	0	1
	621	0	0		1570	0	9
	623	0	6		1571	0	2
	624	0	9		1572	0	2
	625	0	11		1573	0	3
	642	0	9		1574	0	9
	643	0	4		1575	0	8
	646	0	2		2328	2	12
	647	0	1		2333	0	3
	648	0	0		2339	0	2
	649	0	0		2340	0	2
	650	0	0		2341	0	1
	1000	0	3		2342	0	0
	1001	0	0		2343	0	1
	1088	0	2		2344	0	2
	1113	0	1		2346	0	1
	1114	0	3		3526/2347	0	0
	1124	0	7		2345	0	1
	1125	18	11		Total ..	62	6
	1126	0	0		Grand Total ..	135	2
	1127/2	0	0				
	1128	0	0				
	1132	0	3				
	1133	0	1				
	1136	0	3				

R. C. KALIA,
Superintending Engineer,
8th Circle, H.P. P.W.D., Hamirpur.

भाग 3—प्रधिनियम, विधेयक और विधेयकों पर प्रबंध समिति के प्रतिवेदन, वैधानिक नियम तथा हिमाचल प्रदेश के राज्यपाल, हिमाचल प्रदेश हाई कोर्ट, फाइनेंसल कमिशनर तथा कमिशनर आफ इन्कम टैक्स द्वारा प्राधिसूचित आवेदन इत्यादि

ANIMAL HUSBANDRY DEPARTMENT

NOTIFICATION

Simla-2, the 14th March, 1980

No. Ahy.e(17)-I/77.—The Governor of Himachal Pradesh is pleased to make the following regulations for making selection of candidates for nomination in various courses concerning Animal Husbandry Department.

PART-I—GENERAL

1. These regulations may be called the Himachal Pradesh Animal Husbandry Department Training Regulations for Stock Assistants/Veterinary Compounders.

2. These regulations shall come into force with effect from the date of notification in the Himachal Pradesh Rajpatra.

Definitions.—In these regulations unless there is anything repugnant in the subject or context,—

- (a) "Annexure" means an annexure attached to these regulations.
- (b) "Governor" means the Governor of Himachal Pradesh.
- (c) "Director" means the Director of Animal Husbandry, Himachal Pradesh or any other authority appointed to perform the duties of Director of Animal Husbandry in Himachal Pradesh.
- (d) "Training Institute" means the Departmental Training Institute where the training is imparted to the Stock Assistants/Veterinary Compounders or any other Institute established by the Himachal Pradesh Government.
- (e) "Government" means the Himachal Pradesh Government.
- (f) "Selection Authority" means the authority prescribed in regulation (4).
- (g) "Member" means a member of service.
- (h) "Scheduled caste" means the castes, races or tribes or parts of or groups within castes races or tribes specified in the Constitution "Scheduled Castes" (Union Territories) Order, 1951 as amended by Part V read with sub-section (2) of section 3 of the Scheduled Castes and Scheduled Tribes Orders (Amendment Act, 1956 (63-1956):
- (i) "Scheduled Tribes" means the Tribes or Tribal Communities or parts of or groups within castes, races or tribes specified in the schedule to the Constitution Scheduled Tribes (Union Territories) Order, 1951, as amended by part IV of Schedule IV read with sub-section (2) of section 4 of the Scheduled Castes and Scheduled Tribes Orders (Amendment) Act, 1956 (63-1956):
- (j) "Backward Classes" means the classes notified by the Government from time to time.
- (k) "Antyodaya Family" means the families notified by the Government from time to time:
- (l) "Discretionary Quota" means the quota as ordered by the Minister-in-charge for Animal Husbandry Department subject to the availability of total number of seats and fulfilment of the requisite qualification prescribed for the course.
- (m) The word and expression which have not been defined shall have the meanings as have been assigned to them in the text or regulations.

PART—II

3. Conditions for the Selection of candidates for Stock Assistants/Veterinary Compounders course.

The Stock Assistants/Veterinary Compounders training course will be of one and half year duration, or as may be prescribed by the Government.

4. Authority empowered to make selection.—The selection of candidates for the Stock Assistants/Veterinary Compounders will be made by a Committee with Director of Animal Husbandry as Chairman of the Committee and two other senior officers of the Department to be nominated by him as Member(s).

5. Nationality, eligibility and age etc.—A candidate for the training of Stock Assistant/Veterinary Compounders must be—

(a) bona fide resident to Himachal Pradesh;

(b) **eligibility**—Matric with Science (Physics and Chemistry) or equivalent examination from recognised University or Board.

50% of candidates would be sponsored out of Class IV employees, those who are matriculate with chemistry and physics and with five years regular service in the department. The inservice class IV officials will be treated on duty for all intents and purposes and would get their salaries from the office, from where they were getting at the time of their departure for the training. The total number of candidates to be admitted would be determined by the Director of Animal Husbandry depending upon the facilities available and requirement from time to time. Provided further if the equal number of inservice

employees (Class-IV) are not available having requisite qualification and experience, the seats will be filled up from the candidates from the open market:

Provided further that the Minister-in-charge for Animal Husbandry, Himachal Pradesh has the sole discretion to nominate two more candidates for the Stock Assistant/Veterinary Compounders course subject to the fulfilment of requisite qualification each in batch:

Provided further that in the event of death of any Departmental Government servant, while inservice his son/daughter be nominated for this course subject to his/her fulfilment of minimum requisite qualification irrespective of the merit.

(c) Age:

The candidate should be between 18 to 25 years of age on the date of admission in the training. Relaxable in the case of S/C, S/T, as ordered from time to time.

6. Reservation of seats for S/C, S/T, B/C, ex-service-men and Antyodaya families.—The seats will be reserved for candidates belonging to above mentioned communities in the percentage fixed by the Government in this behalf from time to time subject to fulfilment of minimum qualification.

7. Method of selection.—The Deputy Commissioners of each District will be asked to call for the names of the candidates fulfilling the qualification required for the purpose from the Employment Exchanges and conduct necessary preliminary selection in his office against the seats allotted to each district. The Deputy Commissioners will in turn recommend the double number of candidates against the seats allotted to each district. The selection of the candidates at the time of preliminary selection will be made by the Deputy Commissioner concerned as Chairman of the Committee, Deputy Director, Animal Husbandry/District Animal Husbandry Officer, as member and any other officer of the District to be nominated by him as Member.

The following criteria would be adopted for making preliminary selection:—

(1) Education qualification (The marks would be awarded on the basis of percentage of marks in Matriculation/Higher Secondary Part-I obtained by the candidate	.. 10 marks
(2) Additional qualification (one mark for each successful year of regular academic education	.. 5 marks
(3) Written test	.. 25 marks
(4) Experience and sports and other activities	.. 5 marks
(5) Personal interview	.. 5 marks

Total .. 50 marks

The final selection of the candidates will be made by the Director of Animal Husbandry, Himachal Pradesh after personal interview on merit basis from the candidates selected by the Deputy Commissioners.

8. Security of service.—This training will not confer any right of employment to the trainee in the Animal Husbandry Department of Himachal Pradesh on completion of course. The appointment will be made as per provision contained in the Recruitment and Promotion Rules for various categories of posts as amended from time to time and subject to the availability of posts in the Department.

11. Execution of bond.—The candidates awarded scholarship/stipend will have to execute a bond in the prescribed proforma (Appendix-A) at the time of admission to the course to the effect that they will serve the Himachal Pradesh Government for a period not less than 5 years after the completion of course, provided they are selected/appointed to a post in the Department within six months from the completion of his/her training. For breach of terms and conditions as laid down in the Bond, the candidates or the sureties are required to pay back the amount of scholarship/stipend along with interest accruing thereon to the Government for the unserved period in a lump sum. The powers to recover the bond money rest with the Government.

12. Where the Government is of the opinion that it is necessary or expedient to do so, it may by order for reasons to be recorded in writing, relax any of the provisions of these regulations with respect to any clause.

13. *Repeal and savings.*—These regulations shall supersede all previous rules/regulations framed and orders issued by the Himachal Pradesh Government from time-to time. Provided that such repeal shall not effect the previous operation of the rules/regulations and orders hereby repealed of anything done or any action taken thereunder.

FORM OF BOND TO BE EXECUTED BY A CANDIDATE AND TWO SURETIES ON HIS BEHALF FOR THE AWAD OF SCHOLARSHIP/STIPEND BY THE ANIMAL HUSBANDRY DEPARTMENT, HIMACHAL PRADESH

Known all by these presents that we (1) Principal obligor (2) (sureties) are jointly and severally bound to the Governor as (Rs.) to be paid to the said Governor as Government of Himachal Pradesh, his successors in office or assignees, or his or their certain attorney for which payment will and truly to be made, we bind ourselves, our heirs, executors, administrators and representatives firmly by those presents sealed our seals and dated day of 2. Whereas the said Governor of Himachal Pradesh through them for himself and his successors in office and designees has engaged to educate the said (5) for and has also agreed to pay him during the whole period of his stay at the said college/school at the rate of (6) Rs. per annum and whereas the cost per annum of such education without any such allowance being included in estimated to be which shall be taken to be the actual cost for the purpose of these presents.

3. And whereas in consideration of such education and pay to be given to the said (6) aforesaid by the said Governor through the Governor, Himachal Pradesh and his successors in office and assignees he will after completing his studies at the said college/school and if required to do so within a period of the Five Years serve in the Department of the Government of Himachal Pradesh for a period of not less than than during whole of which time he will diligently and efficiently do all acts and discharge all duties which may be required of him to be done to his capacity as an officer of the said Department.

4. And whereas the said Governor as Government of Himachal Pradesh has also on his part agreed that the said (5) provided he shall have obtained service certificate from the said college/school and that there is a suitable vacancy in the Department shall be paid for such service at and after the rate of not less than what is admissible to other officers/teachers of his qualifications according to Government of India Rules and Regulations of (7) Rupees per annum and shall be entitled to all the rights and privileges in respect of pay, pension and promotion accorded to official of the said Department for the time being by the Rules and Regulations of the Department.

5. And whereas for the purpose of securing and indemnifying the said Governor as Government of Himachal Pradesh, his successor in office and assignees against all loss and damage which he rather might or may be in any way suffer by reason of the said (5) being dismissed from leaving without permission the said

college/school or the service of the said Governor as Government of Himachal Pradesh, his successors in office or assignees in less than five years after completion of his studies at the said college/school and for the purpose also and securing the refund to the said Governor as Government of Himachal Pradesh, his successors in office and assignees of the total cost including the monthly payments made to the said (5) while at the said college/school incurred by the said Governor as Government of Himachal Pradesh, or his successors in office or assignees in respect of the education of the said (5) the said college/school and in consideration of payment and education so as aforesaid to be made and given to the said (5) the said college/school it has also been agreed that the said (5) and the said (8) and (9) and his sureties should execute the above written bond, subject to the condition of the above written bond or obligation is such that if the said (5) shall well and faithfully and diligently pursue his studies at the said college/school and qualify for the list hold by and shall also after completing the studies at the said college/school and if so required within a period of one year to serve the said President as Governor of Himachal Pradesh, his successors in office and assignees in the Department of the Government of Himachal Pradesh, for a period of not less than years and shall during the whole of such period diligently and efficiently do all acts and discharge all duties which may be required to be done by him in the capacity as an officer of the said Department and if the said (8) (9) Either of their heirs, executors, administrators and representatives shall well and truly indemnify the said Governor, Himachal Pradesh his successors in office and assignees, against all loss and damage which he or they might or may in any way suffer by reason of the said (5) given cause for admission for removal or discharge from service of either while at the said college/school or while in service of Government thereafter or of his leaving the service of the said Governor as Government of Himachal Pradesh, his successors in office or assignees without permission in less than years after the completion of the studies of the said (5) and (9) or either of them or either of their heirs, executors, administrators or representatives should also pay interest @ * to the said Governor as Government of Himachal Pradesh, his successors in office or assignees all sum of sums in any way expended paid or his successors in office or assignees all sum of sums in any way extended paid or incurred by the said Governor as Government of Himachal Pradesh through Director of Animal Husbandry, Himachal Pradesh, his successors as office or assignees in respect of the education of the said (5) at the said college/school then the above written bond or obligation shall be void otherwise the same shall remain in full force and virtue Provided Always and it is hereby expressly agreed and declared that these presents shall be treated and considered as entered into under the order of the said Governor as Government of Himachal Pradesh through the performance by the said (5) (8) and (9) of a public duty and an act in which the public are interested within the meaning of section 74 of the Indian Contract Act, 1872 (IX of 1872) and that the stamp on his instrument shall be borne by Government.

On witness whereof the said parties of these presents hereunto set their respective hands and seals the day and year hereinafter mentioned respectively.

Signed by the said (5) (With full address)

Son of on the

*One of the witness should be a Magistrate.

day of witness 1
 witness 1 (With full address)
 Witness 2
 Signed by the said (8).
 son of day of
 on the day of
 Signed by the said (9).
 On the day of
 Witness 1
 Witness 2 (With full address.)

1. Name, parentage and address of candidate.
2. Name, parentage and address of first surety.
3. Name, parentage and address of second surety.
4. To be filled in when finally executing this bond.
5. Name only of candidate.
6. Amount of stipend, if any to be entered here.
7. Amount of initial pay to be entered here.
8. Name only of first surety.
9. Name only of second surety.

Sd/-
 Secretary.

HEALTH AND FAMILY WELFARE DEPARTMENT NOTIFICATION

Simla-171002, the 5th November, 1980

No. HFW-A-(3)4 80(B).—The Governor of Himachal Pradesh is pleased to order the following corrections in the "H.P. Employees State Insurance (Medical Benefit) Rules, 1976.", notified vide Himachal Pradesh Government Health and Family Welfare Department, Notification No. 11-9/71-H&FP, dated the 13th February, 1976 and published in Rajpatra, Himachal Pradesh, dated 1-5-1976 at pages 494-497, namely:—

AMENDMENTS

1. In rule 2(8), the word "of" occurring between the words "section 95" and "the" shall be read "or".
2. In rule 4(b), the word "to" occurring between the words "Officer's" and "visit" shall be deleted.
3. In rule 7, the word "benefit" occurring between the words "Medical" and "are made" shall be read "benefits".
4. In rule 8, the sign "—" shall be added between the words "allotted" and "shall" and the sign "—" appearing between the words "shall" and "be" shall be deleted.
5. In rule 10(3), the words "cases" appearing between the words "the" and "of" shall be read "case".
6. In rule 11(1), the words "its the services" appearing between the words "already in" and "or any" shall be substituted by the words "its service".
7. In rule 14(1), the sign "—" shall be added between the words "dispensary" and "post".

R. C. GUPTA,
 Secretary.

INDUSTRIES DEPARTMENT NOTIFICATION

Simla-171002, the 24th October, 1980

No. Udyog-K(3)5/80(Inc.Rules).—The Governor, Himachal Pradesh is pleased to make the following Rules to amend the grant of revised incentives to the new and already established Industrial Units in Himachal Pradesh.

1. *Short title.*—These rules shall be called Revised Rules (First Amendment) regarding Grant of Incentives to new and already established Industrial Units in Himachal Pradesh.

2. *Commencement.*—These Rules shall come into force with immediate effect.

3. *Amendment in condition for the grant of loan under sub-rule C(4) of Rule 14.*—For the existing provision of

sub-rule C(4) of Rule 14 of the Revised Rules regarding grant of Incentives to new and already established Industrial Units in Himachal Pradesh the following shall be substituted:—

"In cases where the immovable property stands already secured by mortgage/hypothecation, the loan may be advanced against the bank guarantee of an equal amount, the validity period of which shall be the same as the period of repayment of the loan."

By order,
 ANANG PAL,
 Commissioner-cum-Secretary.

REVENUE DEPARTMENT (COLONIZATION) CORRIGENDUM

Simla-171002, the 24th November, 1980

No. 1-6/70-Colony.—The Governor, Himachal Pradesh is pleased to order the following corrections in the Himachal Pradesh New Mandi Townships (Development and Regulation) Rules, 1980 (English translation) notified vide this Department notification of even number, dated 6th August, 1980:—

1. *Mode of selling land and buildings.*—In the said rules under sub-rules 5(ii) the word 'despite' occurring in the 8th line be substituted with the 'deposite'.

In the same sub-rule, the word 'Applicant' occurring in the 11th line be substituted with the word "Applicant".

2. *Terms and conditions of sale.*—Under rule 5, the word 'action' appearing in the 1st line be replaced by the 'auction'.

3. *Service notice section 13 & 26(g).*—Under rule 9, the word 'be' appearing in the 5th line be deleted being redundant.

4. *Initial deposits.*—Under rule 6, the word 'pervent' appearing in the 4th line be substituted with the 'percent'.

5. *Identity and orders of description.*—Under rule 8, the word 'annual' appearing in the sixth line be replaced by the word "annul".

6. *Payment of taxes etc.*—Under rule 10, the word 'cases' appearing in the second line be substituted with 'cesses'.

7. *Delivery of possession.*—Under rule 12, the word 'other' appearing in the 2nd line be replaced by the 'order'.

8. *Restriction on transfer.*—Under rule 13, the word 'while' appearing in the fifth line be substituted with 'whole'.

9. *How to make payments.*—Under explanation to rule 15, the word 'this' appearing after word 'for' in the 1st line be replaced by 'the'.

Also, in the fourth line the word 'Indian' be substituted by the word 'India'.

MEMORANDUM OF OFFER PARTICULARS OF LOTS SOLD

(Rule No. 7)

FORM 'B'

10. *Substitute* 2nd paragraph of the memorandum as under:—

'In witness thereof I/We have set my/own hand hereunto, this day of'

FORM 'B' CONDITION OF SALE BY ALLOTMENT

11. Under condition No. 2, the word 'Administration' appearing in the 1st line, be substituted with 'Administrator'.

12. Under condition No. 4, the word 'given' appearing in the 2nd line be replaced by 'contained'.

13. Under condition No. 7, the word 'convents' appearing in the 4th line be read as 'convenant'.

14. Under condition No. 8, the word 'cases fir' appearing in the 2nd line be substituted with the word 'cesses for'.

14-A. The condition No. 9 be substituted as under:—
 Subject to rule 15, no fragmentation of any building site shall be allowed.

15. Under condition No. 10, the word 'same' appearing in the 3rd line be replaced by 'Sale'.
16. Under condition No. 11, the word 'of' appearing after word "part" in the 5th line be substituted with 'Or'.
17. Under condition No. 12, comma be inserted after the word 'behalf' appearing in the 4th line.
18. Condition No. 13 "How to make payments" shall be read as under:—

All payments shall be made in cash or by means of demand draft or a cheque payable to the Administrator and drawn on S.B.I. or any schedule Bank situated at a Station where a branch of the State Bank of India is not functioning.

19. Under condition No. 14, the word 'Conveyance' appearing in the 5th line be replaced by the word 'conveyance'.
20. Under condition No. 14, the word 'to' be inserted between the words 'deed' appearing in the 7th line.
21. Under condition No. 15, the word "resolved" appearing in 4th line be substituted with 'resolved.'
22. Under condition No. 16, the word 'Administration' appearing in the 2nd line be replaced by 'Administrator'.
23. In the second para, 2nd line the word 'GOVERNMENT' be replaced by 'Governor'.
24. The word 'Proprietary' appearing in the 3rd line, of the 3rd para be read as 'Proprietary'.
25. The word 'the' appearing in the first line of 4th para, be replaced by the word 'a'.
26. In the 8th para, and in the 4th line on page 18, the bracket be deleted and the phrase be rewarded as under:—

"mentioned, the receipt whereof the vendor acknowledges".

27. The word 'cases' appearing in the 8th line of page 19, be substituted with 'cesses'.
28. The word 'line' appearing in the 13th line on page 19 be replaced by 'time'.
29. The word 'of' be inserted after the word 'case' in the 14th line of page 19, and the word 'the' be deleted.
30. The word 'party' appearing in the 13th line on page 20, be substituted with 'part'.
31. The word 'Vendee' appearing in the 29th line on page 20, be replaced by 'Vendor'.

By order,
P. P. SRIVASTAVA,
Financial Commissioner-cum-Secretary.

पर्यटन विभाग
कार्यालय : आदेश
शिमला-2, नवम्बर, 1980

पत्र संख्या 13-6/76-पर्यटन.—हिमाचल प्रदेश रजिस्ट्रेशन आफ होटल एवं ट्रैवल एजेन्ट एक्ट, 1970 की धारा 7 (ए) के अनुसार मैं, हरी सिंह, आधुनिक पर्यटन, हिमाचल प्रदेश (प्रेसक्राइटर अध्योरुद्धी)

भाग 4—स्थानीय स्वायत शासन: म्युनिसिपल बोर्ड, डिस्ट्रिक्ट बोर्ड, नोटिफाइड और टाउन एसिया तथा पंचायती राज विभाग

LOCAL SELF GOVERNMENT DEPARTMENT

NOTIFICATION

Simla-2, the 2nd December, 1980

No. LSG.B(2)2/80.—The Governor, Himachal Pradesh, in exercise of the powers vested in him under section 46(1) of Himachal Pradesh Municipal Corporation Act, 1980, is pleased to appoint Shri V.K. Ahluwalia, I.P.S., as Commissioner of the Municipal Corporation, Simla City, Simla, with immediate effect on the same terms and conditions as were applicable to him as Administrator of the Municipal Corporation, Simla.

By order,
SHAMSHER SINGH,
Secretary.

कोन्ट्रीनेटल होटल जिमला को होटल रजिस्ट्रेशन में नियंत्रण एवं पंजीकरण को समाप्त करने का आदेश देता है। यह आदेश आज से ही तारीख समाप्त जायेगा।

2. पंजीकरण प्रमाण पत्र इस कार्यालय में एक सप्ताह के अन्दर होटल के मानिक द्वारा आवश्यक जमा करवा दिया जाए।

हमालकरित
प्राप्ति।

WELFARE DEPARTMENT

NOTIFICATION

Simla-2, the 10th November, 1980

No. WLF-A(3)-14/75.—The Governor of Himachal Pradesh is pleased to make the following Rules to amend the Himachal Pradesh Old Age Pension Rules as notified vide this Department Notification No. 12-2/71-Wel., Sectt., dated the 28th February, 1973, and further amended vide notification No. WLF-A(3)-14/75, dated 29-8-1977, 9-8-1978, 29-9-1978, 25-11-1978, 15-9-1979 20-2-1980 and 27-9-1980, namely:—

THE H.P. OLD AGE PENSION (EIGHT AMENDMENT) RULES, 1980

1. *Short title and commencement.*—(i) These rules shall be called 'H.P. Old Age Pension (Eighth Amendment) Rules, 1980.
(ii) These shall come into force with effect from the date of issue of this notification.
2. *Amendment to Rule 7.*—For the existing provision the following provision shall be substituted:—

7. The Sub-Divisional Magistrates within their respective jurisdiction shall be the sanctioning authorities who shall pass orders on each case on the basis of the recommendations of the local recommending authority and/or spot verification conducted by the departmental investigator or other official, specifically deputed for this purpose. The decision of the Sub-Divisional Magistrate concerned shall be final. The orders passed on each case shall be communicated to the Accountant General, Himachal Pradesh, the Finance Department and the recommending authorities concerned as also to the District Welfare Officer concerned who shall inform the applicant at the time of sanction or discontinuance, if any, of old age pension. The District Welfare Officer shall draw and disburse the amount of pension to the applications in whose favour the old age pension has been sanctioned by the Sub-Divisional Magistrates.

A. N. VIDYARTHI,
Secretary.

PANCHAYATI RAJ DEPARTMENT

NOTIFICATION

Simla-2, the 27th November, 1980

No. PCH-HA(2)-1/76.—The Governor, Himachal Pradesh is pleased to declare the District Panchayat Officer, Hamirpur as Drawing and Disbursing Officer under the following heads of accounts:—

- (1) "314—Community Development-A- General-(a) Direction and Administration (a)(II) Panchayati Raj Department".
2. "363 Misc. compensation and assignments to Local Bodies and Panchayati Raj Institutions (a) Local Revenue".
3. "714—Loans for Community Development (a)(I) Loans to village Panchayats".

The Governor, Himachal Pradesh is further pleased to order that the District Panchayat Officer, Hamirpur shall also function as controlling officer under the aforesaid heads of accounts for the purpose of Travelling Allowance in respect of Class III and IV employees of this Panchayati Raj Department posted in Hamirpur

district.

This supersedes all previous orders on this subject.

B. C. NEGI,
Secretary.

भाग 5—वैयक्तिक अधिसूचनाएं और विज्ञापन

शून्य

भाग 6—भारतीय राजपत्र इत्यादि में से पूनः प्रकाशन

LAW DEPARTMENT

NOTIFICATION

Simla-2, the 24th June, 1980

No. LLR-E(9) 10/79.—The following Acts recently passed by the Parliament which have already been published in the Gazette of India, Extra ordinary, Part II, Section I, are hereby republished in the Himachal Pradesh Government Rajpatra for the information of general public:—

Act No.	Title	Date of assent	Date of the Gazette of India (Extra-ordinary) Part II, Section-I in which the Acts were published
1	2	3	4
1.	The Government of Union Territories (Amendment) Act, 1980	.. 8-2-80	11-2-80
2.	The Appropriation Act, 1980	11-2-80	12-2-80
3.	The Appropriation (Railways) Act, 1980	11-2-80	12-2-80
4.	The Contingency Fund of India (Amendment) Act, 1980	12-2-80	12-2-80
5.	The Payment of Bonus (Amendment) Act, 1980	12-2-80	12-2-80
6.	The Central Excise and Salt and Additional Duties of Excise (Amendment) Act, 1980	12-2-80	12-2-80
7.	The Prevention of Black-marketing and Maintenance of Supplies of Essential Commodities Act, 1980	12-2-80	12-2-80
8.	The Representation of the People (Amendment) Act, 1980	12-2-80	12-2-80
9.	The Appropriation (Railways) Vote on Account Act, 1980	22-3-80	25-3-80
10.	The Appropriation (Railway) (No. 2) Act, 1980	22-3-80	25-3-80
11.	The Appropriation (Vote on Account) Act, 1980	22-3-80	25-3-80
12.	The Appropriation (No. 2) Act, 1980	22-3-80	25-3-80
13.	The Finance Act, 1980	25-3-80	25-3-80
14.	The Union Duties of Excise (Electricity) Distribution Act, 1980	25-3-80	26-3-80
15.	The Assam Appropriation (Vote on Account) Act, 1980	27-3-80	27-3-80
16.	The Assam Appropriation Act, 1980	27-3-80	27-3-80
17.	The Madhya Pradesh Appropriation (Vote on Account) Act, 1980	27-3-80	27-3-80
18.	The Madhya Pradesh Appropriation Act, 1980	27-3-80	27-3-80

1	2	3	4
19.	The Orissa Appropriation (Vote on Account) Act, 1980	27-3-80	27-3-80
20.	The Orissa Appropriation Act, 1980	.. 27-3-80	27-3-80

G. S. CHAUHAN,
Under Secretary.

Assented to on 8-2-80

THE GOVERNMENT OF UNION TERRITORIES (AMENDMENT) ACT, 1980

(ACT NO. 1 OF 1980)
AN
ACT

Further to amend the Government of Union Territories Act, 1963.

Be it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:—

1. Short title and commencement.—(1) This Act may be called the Government of Union Territories (Amendment) Act, 1980.

(2) It shall be deemed to have come into force on the 25th day of September, 1979.

2. Insertion of new section 52.—After section 51 of the Government of Union Territories Act, 1962 (20 of 1963), (hereinafter referred to as the principal Act), the following section shall be inserted, namely:—

“52. Authorisation of expenditure by President.—Where the Legislative Assembly of a Union territory is dissolved, or its functioning as such Assembly remains suspended, on account of an order under section 51, it shall be competent for the President to authorise when the House of the People is not in session expenditure from the Consolidated Fund of that Union territory pending the sanction of such expenditure by Parliament.”.

3. Repeal and saving.—(1) The Government of Union Territories (Amendment) Ordinance, 1979 (8 of 1979), is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act, as amended by the said Ordinance, shall be deemed to have been done or taken under the principal Act, as amended by this Act.

Assented to on 11-2-80.

THE APPROPRIATION ACT, 1980
(ACT NO. 2 OF 1980)

AN
ACT

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of India for the services of the financial year 1979-80.

Be it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:—

1. *Short title.*—The Act may be called the Appropriation Act, 1980.

2. *Issue of Rs. 2144,35,75,000 out of the Consolidated Fund of India for the year 1979-80.*—From and out of the Consolidated Fund of India there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the

sum of two thousand one hundred forty-four crores, thirty-five lakhs and seventy-five thousand rupees towards defraying the several charges which will come in course of payment during the financial year 1979-80 in respect of the services specified in column 2 of the Schedule.

3. *Appropriation.*—The sums authorised to be paid and applied from and out of the Consolidated Fund of India by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

THE SCHEDULE

(See sections 2 and 3)

No. of Vote	Services and purposes	Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	Rs.	Rs.
2	Agriculture	Revenue 5,52,01,000 Capital 252,24,00,000	40,000 24,75,00,000	5,52,41,000 276,99,00,000
4	Animal Husbandry and Dairy Development	Revenue 26,59,36,000	..	26,59,36,000
6	Department of Food	Revenue 37,35,06,000 Capital 2,000	.. ..	37,35,06,000 2,000
7	Department of Rural Development	Revenue 180,00,00,000 Capital ..	.. 87,50,000	180,00,00,000 87,50,000
8	Department of Agricultural Research and Education	Revenue 24,03,000 Capital 1,97,000	.. ..	24,03,000 1,97,000
10	Department of Irrigation	Revenue 1,000	..	1,000
11	Ministry of Commerce, Civil Supplies and Co-operation	Revenue 7,39,000	..	7,39,000
12	Foreign Trade and Export Production	Revenue 26,81,85,000 Capital 1,000	.. ..	26,81,85,000 1,000
13	Civil Supplies and Co-operation	Revenue 4,45,06,000	..	4,45,06,000
15	Overseas Communications Service	Capital 1,71,00,000	..	1,71,00,000
16	Posts and Telegraphs—Working Expenses	Revenue 11,63,00,000	..	11,63,00,000
18	Capital Outlay on Posts and Telegraphs	Capital 1,000	..	1,000
20	Defence Services—Army	Revenue 60,60,84,000	12,50,000	60,73,34,000
21	Defence Services—Navy	Revenue 2,22,50,000	..	2,22,50,000
22	Defence Services—Air Force	Revenue 160,65,70,000	..	160,65,70,000
23	Defence Services—Pensions	Revenue 15,41,78,000	30,000	15,42,08,000
24	Capital Outlay on Defence Services	Capital ..	70,00,000	70,00,000
26	Education	Revenue 1,000 Capital 5,00,000	.. ..	1,000 5,00,000
27	Department of Social Welfare	Revenue 7,00,00,000	..	7,00,00,000
29	Power Development	Revenue 1,000 Capital 1,000	.. ..	1,000 1,000
30	Coal and Lignite	Revenue 33,41,21,000	..	33,41,21,000
31	Ministry of External Affairs	Capital 29,30,00,000	..	29,30,00,000
32	Ministry of Finance	Revenue 97,53,000	..	97,53,000
34	Union Excise Duties	Revenue ..	2,07,000	2,07,000
35	Taxes on Income, Estate Duty, Wealth-Tax and Gift Tax	Revenue 73,34,000	..	73,34,000
37	Audit	Revenue ..	4,52,000	4,52,000
39	Pensions	Revenue 18,51,30,000	6,82,000	18,58,12,000
41	Transfers to State Governments	Revenue 278,92,00,000 Capital ..	134,10,00,000 598,08,00,000	413,02,00,000 598,08,00,000
CHARGED—Interest Payments				
42	Other Expenditure of the Ministry of Finance	Revenue .. Revenue 4,000	45,00,00,000 ..	45,00,00,000 4,000
43	Loans to Government Servants, etc.	Capital 26,78,16,000	..	26,78,16,000
47	Ministry of Home Affairs	Revenue 53,45,000	1,000	53,46,000
49	Department of Personnel and Administrative Reforms	Revenue 14,66,000	..	14,66,000
50	Police	Revenue 6,22,40,000	..	6,22,40,000
52	Other Expenditure of the Ministry of Home Affairs	Revenue 3,19,91,000 Capital 1,000	.. ..	3,19,91,000 1,000
54	Chandigarh	Revenue 1,66,02,00,000	5,82,000	1,71,84,000
58	Ministry of Industry	Revenue 61,50,000	..	61,50,000
59	Industries	Revenue 14,72,000 Capital 4,000	.. ..	14,72,000 4,000
61	Textiles, Handloom and Handicrafts	Revenue 10,44,00,000 Capital ..	7,00,000 ..	7,00,000 10,44,00,000

1	2	3	Rs.	Rs.	Rs.
62	Ministry of Information and Broadcasting	Revenue	4,95,000	..	4,95,000
63	Information and Publicity	Revenue	1,000	7,000	8,000
		Capital	9,34,000	..	9,34,000
64	Broadcasting	Capital	..	19,000	19,000
65	Ministry of Labour	Revenue	..	53,000	53,000
67	Ministry of Law, Justice and Company Affairs	Revenue	18,40,32,000	..	18,40,32,000
68	Administration of Justice	Revenue	7,10,000	8,94,000	16,04,000
70	Petroleum and Petro-Chemicals Industries	Capital	2,000	..	2,000
71	Chemicals and Fertilizers Industries	Revenue	14,35,00,000	..	14,35,00,000
		Capital	38,00,00,000	..	38,00,00,000
75	Ministry of Shipping and Transport	Revenue	8,52,000	..	8,52,000
77	Ports, Lighthouses and Shipping	Revenue	1,000	..	1,000
78	Road and Inland Water Transport	Capital	4,65,20,000	..	4,65,20,000
79	Department of Steel	Capital	42,00,03,000	..	42,00,02,000
81	Mines and Minerals	Revenue	..	2,36,000	2,36,000
82	Department of Supply	Revenue	1,87,000	..	1,87,000
83	Supplies and Disposals	Revenue	..	1,20,000	1,20,000
90	Public Works	Revenue	16,90,87,000	28,000	16,91,15,000
		Capital	3,000	..	3,000
92	Housing and Urban Development	Capital	1,000	..	1,000
95	Atomic Energy Research, Development and Industrial Projects	Capital	2,000	..	2,000
97	Department of Culture	Revenue	1,000	..	1,000
99	Department of Electronics	Revenue	4,000	..	4,000
100	Department of Science and Technology	Capital	2,000	..	2,000
103	Department of Space	Revenue	1,32,01,000	..	1,32,01,000
		Capital	..	15,94,000	15,94,000
	Total	..	1340,16,30,000	804,19,45,000	2144,35,75,000

Assented to on 11-2-1980.

THE APPROPRIATION (RAILWAYS) ACT, 1980

(Act No. 3 of 1980)
AN

ACT

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of India for the services of the financial year 1979-80 for the purposes of Railways.

Be it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:—

THE SCHEDULE

(See sections 2 and 3)

1	2	3		
No. of Vote	Services and purposes	Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
2	Miscellaneous Expenditure (General)	Rs. ..	Rs. ..	Rs. 1,00,000
3	General Superintendence and Service	3,54,34,000	..	3,54,34,000
4	Repairs and Maintenance of Permanent Way and Works	5,70,27,000	..	5,70,27,000
5	Repairs and Maintenance of Motive Power	2,50,98,000	..	2,50,98,000
6	Repairs and Maintenance of Carriages and Wagons	2,77,96,000	..	2,77,96,000
7	Repairs and Maintenance of Plant and Equipment	2,28,96,000	..	2,28,96,000
8	Operating Expenses - Rolling Stock and Equipment	5,03,06,000	..	5,03,06,000
9	Operating Expenses - Traffic	7,65,72,000	..	7,65,72,000
10	Operating Expenses - Fuel	12,23,000	..	12,23,000
11	Staff Welfare and Amenities	1,70,32,000	..	1,70,32,00
12	Miscellaneous Working Expenses	66,16,000	..	66,16,000
13	Provident Fund, Pension and other Retirement Benefits	..	14,000	14,000
16	Assets - Acquisition, Construction and Replacement	5,01,02,000	..	5,01,02,000
	TOTAL	37,02,02,000	14,000	37,02,16,000

Assented to on 12-2-1980.

THE CONTINGENCY FUND OF INDIA
(AMENDMENT) ACT, 1980
(ACT NO. 4 OF 1980)
AN

ACT

further to amend the Contingency Fund of India Act, 1950.

Be it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Contingency Fund of India (Amendment) Act, 1980.

(2) It shall be deemed to have come into force on the 22nd day of October, 1979.

2. *Amendment of section 2.*—To section 2 of the Contingency Fund of India Act, 1950 (49 of 1950), (hereinafter referred to as the principal Act), the following proviso shall be added, namely:—

'Provided that during the period beginning on the 22nd day of October, 1979 and ending on the 31st day of March, 1980, this section shall have effect subject to the modification that for the words "fifty crores of rupees", the words "one hundred and fifty crores of rupees" shall be substituted.'

3. *Repeal and saving.*—(1) The Contingency Fund of India (Amendment) Ordinance, 1979 (11 of 1979), is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act, as amended by the said Ordinance, shall be deemed to have been done or taken under the principal Act, as amended by this Act.

Assented to on 12-2-1980.

THE CENTRAL EXCISES AND SALT AND
ADDITIONAL DUTIES OF EXCISE
(AMENDMENT) ACT 1980

(ACT NO. 6 OF 1980)

AN

ACT

further to amend the Central Excises and Salt Act, 1944, and the Additional Duties of Excise (Goods of Special Importance) Act, 1957.

Be it enacted by parliament in the Thirty-first Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Central Excises and Salt and Additional Duties of Excise (Amendment) Act, 1980.

(2) It shall be deemed to have come into force on the 24th day of November, 1979.

(i) in Item No. 19, for sub-item I, the following sub-item shall be substituted, namely:—

"I. Cotton fabrics, other than (i) embroidery in the piece, in strips or in motifs, and (ii) fabrics impregnated, coated or laminated with preparations of cellulose derivatives or of other artificial plastic materials—

(a) cotton fabrics, not subjected to any process
(b) cotton fabrics, subjected to the process of bleaching, mercerising, dyeing, printing, water-proofing, rubberising, shrink-proofing, organic processing or any other process or any two or more of these processes.

(ii) in Item No. 21, for sub-item (I), the following sub-item shall be substituted, namely:—

"(I) Woollen fabrics, other than embroidery in the piece, in strips or in motifs—

(a) woollen fabrics, not subjected to any process

Twenty per cent. *ad valorem*.
Twenty per cent. *ad valorem*.':

Twelve per cent. *ad valorem*.

Assented to on 12-2-1980

THE PAYMENT OF BONUS (AMENDMENT)
ACT, 1980

(ACT NO. 5 OF 1980)

AN
ACT

further to amend the Payment of Bonus (Amendment) Act, 1977.

Be it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Payment of Bonus (Amendment) Act, 1980.

(2) It shall be deemed to have come into force on the 30th day of August, 1979.

2. *Amendment of section 2.*—In section 2 of the Payment of Bonus (Amendment) Act, 1977 (43 of 1977),

(hereinafter referred to as the Amendment Act), for the words and figures "and in respect of the accounting year commencing on any day in the year 1977", the words and figures "in respect of the accounting year commencing on any day in the year 1977 and in respect of the accounting year commencing on any day in the year 1978" shall be substituted.

3. *Repeal and saving.*—(1) The Payment of Bonus (Amendment) Ordinance, 1979 (6 of 1979), is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the Payment of Bonus Act, 1965, (21 of 1965), by virtue of the provisions of the Amendment Act as amended by the said Ordinance shall be deemed to have been done or taken under the Payment of Bonus Act, 1965, by virtue of the provisions of the Amendment Act as amended by this Act.

2. *Amendment of section 2.*—In the Central Excises and Salt Act, 1944 (1 of 1944), (hereinafter referred to as the Central Excises Act), in section 2, in clause (f), after sub-clause (iv), the following sub-clauses shall be inserted, namely:—

"(v) in relation to goods comprised in Item No. 19 I of the First Schedule, includes bleaching, mercerising, dyeing, printing, water-proofing, rubberising, shrink-proofing, organic processing or any other process or any one or more of these processes;

(vi) in relation to goods comprised in Item No. 21 (I) of the First Schedule, includes milling, raising, blowing, tentering, dyeing or any other process or any one or more of these processes;

(vii) in relation to goods comprised in Item No. 22 (I) of the First Schedule, includes bleaching, dyeing, printing, shrink-proofing, tentering, heat-setting, crease resistant processing or any other process or any one or more of these processes";.

3. *Amendment of First Schedule.*—In the Central Excises Act, in the First Schedule,—

(b) woollen fabrics, subjected to the process of milling, raising, blowing, tentering, dyeing or any other process or any two or more of these processes.	Twelve per cent. <i>ad valorem</i> ."
(iii) in Item No. 22, for sub-item (i), the following sub-item shall be substituted, namely:—	
“(i) Man-made fabrics, other than (i) embroidery in the piece, in strips or in motifs, and (ii) fabrics impregnated, coated or laminated with preparations of cellulose derivatives or of other artificial plastic materials—	
(a) man-made fabrics, not subjected to any process	Twenty per cent <i>ad valorem</i> plus rupees five per square metre.

(b) man-made fabrics, subjected to the process of bleaching, dyeing, printing, shrink-proofing, tentering, heat-setting, crease resistant processing or any other process or any two or more of these processes.

Twenty per cent *ad valorem* plus rupees five per square metre.

Twenty per cent *ad valorem* plus rupees five per square metre".

4. *Amendment of First Schedule.*—In the Additional Duties of Excise (Goods of Special Importance) Act, 1957 (58 of 1957), in the First Schedule,—

(i) in Item No. 19, for sub-item I, the following sub-item shall be substituted, namely:—	
“(I) Cotton fabrics, other than (i) embroidery in the piece, in strips or in motifs, and (ii) fabrics impregnated, coated or laminated with preparations of cellulose derivatives or of other artificial plastic materials—	
(a) cotton fabrics, not subjected to any process	Five per cent <i>ad valorem</i> .
(b) cotton fabrics, subjected to the process of bleaching, mercerising, dyeing, printing, water-proofing, rubberising, shrink-proofing, organdie processing or any other process or any two or more of these processes.	Five per cent <i>ad valorem</i> ;"
(ii) in Item No. 21, for sub-item (I), the following sub-item shall be substituted, namely:—	
“(I) Woollen fabrics, other than embroidery in the piece, in strips or in motifs—	
(a) woollen fabrics, not subjected to any process	Five per cent <i>ad valorem</i> .
(b) woollen fabrics, subjected to the process of milling, raising, blowing, tentering, dyeing or any other process or any two or more of these processes,	Five per cent <i>ad valorem</i> ;"

(iii) in Item No. 22, for sub-item (I), the following sub-item shall be substituted, namely:—

“(I) Man-made fabrics, other than (i) embroidery in the piece, in strips or in motifs, and (ii) fabrics impregnated, coated or laminated with preparations of cellulose derivatives or of other artificial plastic materials—

(a) man-made fabrics, not subjected to any process

Seven and a half per cent *ad valorem* plus rupees two per square metre.

Seven and a half per cent *ad valorem* plus rupees two per square metre".

(b) man-made fabrics, subjected to the process of bleaching, dyeing, printing, shrink-proofing, tentering, heat-setting, crease resistant processing or any other process or any two or more of these processes.

5. *Special provisions as to duties of excise on cotton fabrics, woollen fabrics, man-made fabrics, etc., during a certain past period and validation.*—(1) Every Central Act as in force at any time during the period commencing with the appointed day and ending with the day immediately preceding the date of commencement of this Act, and providing for or relating to the levy of duties of excise on—

(a) “cloth”, “cotton cloth” or, as the case may be, “cotton fabrics”.

(b) “woollen fabrics”.

(c) “rayon or artificial silk fabrics” or, as the case may be, “man-made fabrics”,

shall have and shall be deemed to have always had effect during the said period as if—

(i) such “cloth”, “cotton cloth” or, as the case may be, “cotton fabrics” comprised for the purposes of the duty leviable under that Act—

(A) a sub-item covering such “cloth”, “cotton cloth” or “cotton fabrics” not subjected to any process mentioned in sub-clause (v) of clause (f) of section 2 of the Central Excises Act, as amended by this Act; and

(B) a sub-item covering such “cloth”, “cotton cloth” or “cotton fabrics” subjected to any such process or any two or more such processes,

and the rate of duty specified in such Act with respect to such “cloth”, “cotton cloth” or “cotton fabrics” had been specified separately with respect to each of the aforementioned sub-items thereof;

(ii) such “woollen fabrics” comprised for the purposes of duty leviable under that Act—

(A) a sub-item covering such “woollen fabrics”

not subjected to any process mentioned in sub-clause (vi) of clause (f) of section 2 of the Central Excises Act, as amended by this Act; and

(B) a sub-item covering such “woollen fabrics” subjected to any such process or any two or more such processes,

and the rate of duty specified in such Act with respect to such “woollen fabrics” had been specified separately with respect to each of the aforementioned sub-items thereof;

(iii) such “rayon or artificial silk fabrics” or “man-made fabrics” comprised for the purposes of duty leviable under that Act—

(A) a sub-item covering such “rayon or artificial silk fabrics” or “man-made fabrics” not subjected to any process mentioned in sub-clause (vii) of clause (f) of section 2 of the Central Excises Act, as amended by this Act; and

(B) a sub-item covering such “rayon or artificial silk fabrics” or “man-made fabrics” subjected to any such process or any two or more such processes,

and the rate of duty specified in such Act with respect to such “rayon or artificial silk fabrics” and “man-made fabrics” had been specified separately with respect to each of the aforementioned sub-items thereof; and

(iv) the amendments to clause (f) of section 2 of the Central Excises Act made by section 2 of this Act had been in force at all relevant times subject to the modifications that the reference therein—

(A) to the “goods comprised in Item No. 19 I of the First Schedule” shall be construed as a reference to such “cloth”, “cotton

cloth" or, as the case may be, "cotton fabrics";

(B) to the "goods comprised in Item No. 21 (1) of the First Schedule" shall be construed as a reference to "woollen fabrics";

(C) to the "goods comprised in Item No. 22 (1) of the First Schedule" shall be construed as a reference to such "rayon or artificial silk fabrics" or, as the case may be, "man-made fabrics";

and subject to such further modifications as the context may require.

(2) Any rule or notification or any action or thing made, issued, taken or done or purporting to have been made, issued, taken or done under a Central Act referred to in sub-section (1) before the date of commencement of this Act, with respect to or in relation to the levy of duties of excise on—

(a) "cloth", "cotton cloth" or, as the case may be, "cotton fabrics",

(b) "woollen fabrics",

(c) "rayon or artificial silk fabrics" or, as the case may be, "man-made fabrics",

shall for all purposes be deemed to be, and to have always been, as validly and effectively made, issued, taken or done as if the provisions of this section had been in force at all material times and, accordingly, notwithstanding any judgment, decree or order of any court, tribunal or other authority—

(a) all duties of excise levied, assessed or collected or purported to have been levied, assessed or collected, before the date of commencement of this Act, on—

(i) "cloth", "cotton cloth" and "cotton fabrics" subjected to any process,

(ii) "woollen fabrics" subjected to any process,

(iii) "rayon or artificial silk fabrics" and "man-made fabrics" subjected to any process,

under any such Central Act shall be deemed to be, and shall be deemed always to have been, as validly levied, assessed or collected as if the provisions of this section had been in force on and from the appointed day;

(b) no suit or other proceeding shall be maintained or continued in any court for the refund of, and no enforcement shall be made by any court of any decree or order directing the refund of, any such duties of excise which have been collected and which would have been validly collected if the provisions of this section had been in force on and from the appointed day;

(c) refunds shall be made of all such duties of excise which have been collected but which would not have been so collected if the provisions of this section had been in force on and from the appointed day; and

(d) recoveries shall be made of all such duties of excise which have not been collected or, as the case may be, which have been refunded but which would have been collected or, as the case may be, would not have been refunded if the provisions of this section had been in force on and from the appointed day.

(3) For the removal of doubts, it is hereby declared that no act or omission on the part of any person shall be punishable as an offence which would not have been so punishable if this section had not come into force.

Explanation.—In this section—

(a) "appointed day", in relation to—

(i) "cloth", means the 1st day of January, 1949;

(ii) "cotton cloth", means the 28th day of February, 1954;

(iii) "cotton fabrics", means the 1st day of March, 1955;

(iv) "woollen fabrics", means the 1st day of March, 1955;

(v) "rayon or artificial silk fabrics", means the 28th day of February, 1954; and

(vi) "man-made fabrics", means the 18th day of June, 1977;

(b) "Central Act" includes any provision, in a Bill introduced in the House of the People, in respect of which a declaration was made under section 3 of the Provisional Collection of Taxes Act, 1931 (16 of 1931);

(c) "duties of excise" means duties of excise levied under any Central Act whether as such or as additional duties of excise or auxiliary duties of excise or special duties of excise or by any other name.

6. Repeal and saving.—(1) The Central Excises and Salt and Additional Duties of Excise (Amendment) Ordinance, 1979 (12 of 1979), is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the Ordinance so repealed shall be deemed to have been done or taken under the corresponding provisions of this Act.

Assented to on 12-2-1980.

THE PREVENTION OF BLACKMARKETING
AND MAINTENANCE OF SUPPLIES OF
ESSENTIAL COMMODITIES ACT, 1980

Act No. 7 of 1980

AN
ACT

to provide for detention in certain cases for the purpose of prevention of blackmarketing and maintenance of supplies of commodities essential to the community and for matters connected therewith.

Be it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:

1. Short title, extent and commencement.—(1) This Act may be called the Prevention of Blackmarketing and Maintenance of Supplies of Essential Commodities Act, 1980.

(2) It extends to the whole of India except the State of Jammu and Kashmir.

(3) It shall be deemed to have come into force on the 5th day of October, 1979.

2. Definitions.—In this Act, unless the context otherwise requires,—

(a) "appropriate Government" means, as respects a detention order made by the Central Government or by an officer of the Central Government or a person detained under such order, the Central Government, and as respects a detention order made by a State Government or by an officer of a State Government or as respects a person detained under such order, the State Government;

(b) "detention order" means an order made under section 3;

(c) "State Government", in relation to a Union territory, means the administrator thereof.

3. Power to make orders detaining certain persons.—(1) The Central Government or a State Government or any officer of the Central Government, not below the rank of a Joint Secretary to that Government specially empowered for the purposes of this section by that Government, or any officer of a State Government, not below the rank of a Secretary to that Government specially empowered for the purposes of this section by that Government, may, if satisfied, with respect to any person that with a view to preventing him from acting in any manner prejudicial to the maintenance of supplies of commodities essential to the community it is necessary so to do, make an order directing that such person be detained.

Explanation.—For the purposes of this sub-section, the expression "acting in any manner prejudicial to the maintenance of supplies of commodities essential to the community" means—

(a) committing or instigating any person to commit any offence punishable under the Essential Commodities Act, 1955 (10 of 1955), or under any other law for the time being in force relating to the control of the production, supply or distribution of, or trade and commerce in, any commodity essential to the community; or

(b) dealing in any commodity—

(i) which is an essential commodity as defined in the Essential Commodities Act, 1955 (10 of 1955), or

(ii) with respect to which provisions have been made in any such other law as is referred to in clause (a),

with a view to making gain in any manner which may directly or indirectly defeat or tend to defeat the provisions of that Act or other law as aforesaid.

(2) Any of the following officers, namely:—

(a) district magistrates;

(b) Commissioners of Police, wherever they have been appointed, may also, if satisfied as provided in sub-section (1), exercise the powers conferred by the said sub-section.

(3) When any order is made under this section by an officer mentioned in sub-section (2), he shall forthwith report the fact to the State Government to which he is subordinate together with the grounds on which the order has been made and such other particulars as in his opinion have a bearing on the matter, and no such order shall remain in force for more than twelve days after the making thereof unless in the meantime it has been approved by the State Government:

Provided that where under section 8 the grounds of detention are communicated by the authority making the order after five days but not later than ten days from the date of detention, this sub-section shall apply subject to the modification that for the words "twelve days", the words "fifteen days" shall be substituted.

(4) When any order is made or approved by the State Government under this section or when any order is made under this section by an officer of the State Government not below the rank of Secretary to that Government specially empowered under sub-section (1), the State Government shall, within seven days, report the fact to the Central Government together with the grounds on which the order has been made and such other particulars as, in the opinion of the State Government, have section (3) of that section.

4. Execution of detention orders.—A detention order may be executed at any place in India in the manner provided for the execution of warrants of arrest under the Code of Criminal Procedure, 1973 (2 of 1974).

5. Power to regulate place and conditions of detention.—Every person in respect of whom a detention order has been made shall be liable—

- (a) to be detained in such place and under such conditions, including conditions as to maintenance, discipline and punishment for breaches of discipline, as the appropriate Government may, by general or special order, specify; and
- (b) to be removed from one place of detention to another place of detention, whether within the same State or in another State, by order of the appropriate Government:

Provided that no order shall be made by a State Government under clause (b) for the removal of a person from one State to another State except with the consent of the Government of that other State.

6. Detention orders not to be invalid or inoperative on certain grounds.—No detention order shall be invalid or inoperative merely by reason—

- (a) that the person to be detained thereunder is outside the limits of the territorial jurisdiction of the Government or officer making the order, or
- (b) that the place of detention of such person is outside the said limits.

7. Powers in relation to absconding persons.—(1) If appropriate Government has reason to believe that a person in respect of whom a detention order has been made has absconded or is concealing himself so that the order cannot be executed, that Government may—

- (a) make a report in writing of the fact to a Metropolitan Magistrate or a Judicial Magistrate of the first class having jurisdiction in the place where the said person ordinarily resides; and thereupon the provisions of sections 82, 83, 84 and 85 of the Code of Criminal Procedure, 1973 (2 of 1974), shall apply in respect of the said person and his property as if the order directing that he be detained were a warrant issued by the Magistrate;

(b) by order notified in the Official Gazette direct the said person to appear before such officer, at such place and within such period as may be specified in the order; and if the said person fails to comply with such direction he shall, unless he proves that it was not possible for him to comply therewith and that he had, within the period specified in the order, informed the officer mentioned in the order of the reason which rendered compliance therewith impossible and of his whereabouts, be punishable with imprisonment for a term which may extend to one year or with fine or with both.

(2) Notwithstanding anything contained in the Code of Criminal Procedure, 1973 (2 of 1974), every offence under clause (b) of sub-section (1) shall be cognizable.

8. Grounds of order of detention to be disclosed to person affected by the orders.—(1) When a person is detained in pursuance of a detention order, the authority making the order shall, as soon as may be, but ordinarily not later than five days and in exceptional circumstances and for reasons to be recorded in writing, not later than ten days from the date of detention, communicate to him the grounds on which the order has been made and shall afford him the earliest opportunity of making a representation against the order to the appropriate Government.

(2) Nothing in sub-section (1) shall require the authority to disclose facts which it considers to be against the public interest to disclose.

9. Constitution of Advisory Boards.—(1) The Central Government and each State Government shall, whenever necessary, constitute one or more Advisory Boards for the section (3) of that section.

(2) The constitution of every such Board shall be in accordance with the recommendations of the Chief Justice of the appropriate High Court.

(3) Every such Board shall consist of a Chairman and not less than two other members, and the Chairman shall be a serving Judge of the appropriate High Court and the other members shall be serving or retired Judges of any High Court.

Explanation.—In this section "appropriate High Court" means—

- (a) in the case of the detention of a person in pursuance of an order of detention made by the Central Government or an officer of the Central Government or the administrator of the Union territory of Delhi or an officer subordinate to such administrator, the High Court for the Union territory of Delhi;
- (b) in the case of the detention of a person in pursuance of an order of detention made by any State Government (other than the administrator of a Union territory) or an officer of such State Government, the High Court for that State; and
- (c) in the case of the detention of a person in pursuance of an order of detention made by the administrator of a Union territory (other than the Union territory of Delhi) or an officer subordinate to such administrator, such High Court as the Central Government may, by order published in the Official Gazette, specify with respect to such Union territory.

10. Reference to Advisory Boards.—Save as otherwise expressly provided in this Act, in every case where a detention order has been made under this Act, the appropriate Government shall, within three weeks from the date of detention of a person under the order, place before the Advisory Board constituted by it under section 9, the grounds on which the order has been made and the representation, if any, made by the person affected by the order, and in case where the order has been made by an officer referred to in sub-section (2) of section 3, also the report by such officer under sub-section (3) of that section.

11. *Procedure of Advisory Boards.*—(1) The Advisory Board shall, after considering the materials placed before it and, after calling for such further information as it may deem necessary from the appropriate Government or from any person called forth for the purpose through the appropriate Government or from the person concerned, and if, in any particular case, it considers it essential so to do or if the person concerned desires to be heard, after hearing him in person, submit its report to the appropriate Government within seven weeks from the date of detention of the person concerned.

(2) The report of the Advisory Board shall specify in a separate part thereof the opinion of the Advisory Board as to whether or not there is sufficient cause for the detention of the person concerned.

(3) When there is a difference of opinion among the members forming the Advisory Board, the opinion of the majority of such members shall be deemed to be the opinion of the Board.

(4) Nothing in this section shall entitle any person against whom a detention order has been made to appear by any legal practitioner in any matter connected with the reference to the Advisory Board, and the proceedings of the Advisory Board, and its report, excepting that part of the report in which the opinion of the Advisory Board is specified, shall be confidential.

12. *Action upon the report of Advisory Board.*—(1) In any case where the Advisory Board has reported that there is in its opinion sufficient cause for the detention of a person, the appropriate Government may confirm the detention order and continue the detention of the person concerned for such period as it thinks fit.

(2) In any case where the Advisory Board has reported that there is in its opinion no sufficient cause for the detention of the person concerned, the appropriate Government shall revoke the detention order and cause the person to be released forthwith.

13. *Maximum period of detention.*—The maximum period for which any person may be detained in pursuance of any detention order which has been confirmed under section 12, shall be six months from the date of detention:

Provided that nothing contained in this section shall affect the power of the appropriate Government to revoke or modify the detention order at any earlier time.

14. *Revocation of detention orders.*—(1) Without prejudice to the provisions of section 21 of the General Clauses Act, 1897 (10 of 1897), a detention order may, at any time, be revoked or modified—

(a) notwithstanding that the order has been made by an officer of a State Government, by that State Government or by the Central Government;

(b) notwithstanding that the order has been made by an officer of the Central Government or by a State Government, by the Central Government.

(2) The revocation or expiry of a detention order shall not bar the making of a fresh detention order under section 3 against the same person in any case where fresh facts have arisen after the date of revocation or expiry on which the Central Government or a State Government or an officer, as the case may be, is satisfied that such an order should be made.

15. *Temporary release of persons detained.*—(1) The appropriate Government may, at any time, direct that any person detained in pursuance of a detention order may be released for any specified period either without conditions or upon such conditions specified in the direction as that person accepts, and may, at any time, cancel his release.

(2) In directing the release of any person under sub-section (1), the appropriate Government may require the him to enter into a bond with or without sureties for the due observance of the conditions specified in the direction.

(3) Any person released under sub-section (1) shall surrender himself at the time and place, and to the authority, specified in the order directing his release or cancelling his release, as the case may be.

(4) If any person fails without sufficient cause to surrender himself in the manner specified in sub-section (3), he shall be punishable with imprisonment for a term which may extend to two years, or with fine, or with both.

(5) If any person released under sub-section (1) fails to fulfil any of the conditions imposed upon him under the said sub-section or in the bond entered into by him, the bond shall be declared to be forfeited and any person bound thereby shall be liable to pay the penalty thereof.

16. *Protection of action taken in good faith.*—No suit or other legal proceeding shall lie against the Central Government or a State Government, and no suit, prosecution or other legal proceeding shall lie against any person, for anything in good faith done or intended to be done in pursuance of this Act.

17. *Repeal and saving.*—(1) The Prevention of Black-marketing and Maintenance of Supplies of Essential Commodities Ordinance, 1979 (10 of 1979), is hereby repealed.

(2) Notwithstanding such repeal anything done or any action taken under the Ordinance so repealed shall be deemed to have been done or taken under the corresponding provisions of this Act.

Assented to on 12-2-1980
THE REPRESENTATION OF THE PEOPLE
(AMENDMENT) ACT, 1980

(ACT NO. 8 OF 1980)

AN

ACT

further to amend the Representation of the People Act, 1950, and the Representation of the People Act, 1951, to provide for the readjustment of assembly constituencies in the State of Sikkim.

Be it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Representation of the People (Amendment) Act, 1980.

(2) It shall be deemed to have come into force on the 1st day of September, 1979.

2. *Amendment of section 7 of Act 43 of 1950.*—In section 7 of the Representation of the People Act, 1950,—

(a) in sub-section (1), for the words “The total number of seats”, the words, brackets, figure and letter “Subject to the provisions of sub-section (1A), the total number of seats” shall be substituted;

(b) after sub-section (1), the following sub-section shall be inserted, namely:—

(1A) Notwithstanding anything contained in sub-section (1), the total number of seats in the Legislative Assembly of the State of Sikkim, to be constituted at any time after the commencement of the Representation of the People (Amendment) Act, 1980, to be filled by persons chosen by direct election from assembly constituencies shall be thirty-two, of which—

(a) twelve seats shall be reserved for Sikkimese of Bhutia-Lepcha origin;

(b) two seats shall be reserved for the Scheduled Castes of that State; and

(c) one seat shall be reserved for the Sanghas referred to in section 25A.

Explanation.—In this sub-section “Bhutia” includes Chumbipa, Dophtha, Dukpa, Kagatey, Sherpa, Tibetan, Tromopa and Yolmo.’;

(c) in sub-section (2), for the words, brackets and figure “in sub-section (1)”, the words, brackets, figures and letter “in sub-section (1) or sub-section (1A)” shall be substituted;

(d) in sub-section (3),—

(i) for the words, brackets, figures and letter “Subject to the provisions of sub-section (3) of section 7A, the extent of each assembly constituency in all the States and Union territories except the assembly constituencies”, the words “The extent of each assembly constituency in all the States and Union territories except the assembly constituencies in the State of Sikkim and” shall be substituted;

(ii) after the words and figures “the Delimitation Act, 1972 (76 of 1972)”, the following shall be inserted, namely:— “; the extent of each assembly constituency in the State of Sikkim shall be as provided for in the Delimitation of Parliamentary and Assembly Constituencies Order, 1976, as amended by section 4 of the Representation of the People (Amendment) Act, 1980”.

3. Amendment of section 5A of Act 43 of 1951.—In the Representation of the People Act, 1951, section 5A shall be re-numbered as sub-section (1) thereof, and after sub-section (1) as so re-numbered, the following sub-section shall be inserted, namely:—

“(2) Notwithstanding anything contained in section 5, a person shall not be qualified to be chosen to fill a seat in the Legislative Assembly of the State of Sikkim, to be constituted at any time after the commencement of the Representation of the People (Amendment) Act, 1980, unless—

(a) in the case of a seat reserved for Sikkimese of Bhutia Lepcha origin, he is a person either of Bhutia or Lepcha origin and is an elector for any assembly constituency in the State other than the constituency reserved for the Sanghas;

(b) in the case of a seat reserved for the Scheduled Castes, he is a member of any of those castes in the State of Sikkim and is an elector for any assembly constituency in the State;

(c) in the case of a seat reserved for Sanghas, he is an elector of the Sangha constituency; and

(d) in the case of any other seat, he is an elector for any assembly constituency in the State.

Explanation.—In this sub-section “Bhutia” includes Chumbipa, Dophtha, Dukpa, Kagatey, Sherpa, Tibetan, Tromopa and Yolmo.’.

4. Amendment of Delimitation of Parliamentary and Assembly Constituencies Order, 1976.—The Delimitation of Parliamentary and Assembly Constituencies Order, 1976, shall stand amended as directed in the Schedule.

THE SCHEDULE

(See section 4)

AMENDMENTS OF THE DELIMITATION OF PARLIAMENTARY AND ASSEMBLY CONSTITUENCIES ORDER, 1976

In the Delimitation of Parliamentary and Assembly Constituencies Order, 1976—

(i) in paragraph 5—

(a) for the words “and where such name”, the words “where such name” shall be substituted;

(b) after the words “Scheduled Tribes”, the words, brackets and letters ‘; and where such name is distinguished by the brackets and letters “(BL)” the seat in that constituency is reserved for the Sikkimese of Bhutia-Lepcha origin’ shall be inserted;

(c) the following *Explanation* shall be inserted at the end, namely:—

Explanation.—In this paragraph, “Bhutia” includes Chumbipa, Dophtha, Kagatey, Sherpa, Tibetan, Tromopa and Yolmo.’;

(ii) in Schedule II,—

(a) for entry 18, the following entry shall be substituted, namely:—

18. Sikkim .. . 32* 2 12

(Reserved for Sikkimese of Bhutia-Lepcha origin);

(b) in the Note at the end, for the words and figure “*Includes 1 seat reserved for Sangha constituency”, the following shall be substituted, namely:—

“*Includes 1 seat reserved for Sangha constituency.

†Includes Chumbipa, Dophtha, Dukpa, Kagatey, Sherpa, Tibetan, Tromopa and Yolmo.”;

(iii) after Schedule XIX, the following Schedule shall be inserted, namely:—

SCHEDULE XIX-A SIKKIM ASSEMBLY CONSTITUENCIES

Serial No., name and extent of constituency

1. **Yoksam.**—Yoksam, Lawing, Dubdi, Gerethang, Ketchopheri, Chojo, Thingling-I and Thingling-II blocks in Ketchopheri elakha; Chumbung, Nako, Singeng, Singdarang, Darap, Nambo, Topong and Singrapong blocks in Pemoyongtse elakha; and Tingbrom, Singlitan, Mell and Melli-Aching blocks in Melli elakha of West district.

2. **Tashiding (BL).**—Dhupidara, Narkhola, Mangnam, Labdang, Kongri, Gangep, Chungrang, Arithang, Lasso, Tashiding, Yangtey, Onglep and Bhaluthang blocks in Tashiding elakha of West district.

3. **Geyzing.**—Omchung, Geyzing, Kyongsa, Lungjik and Pemoyongtse blocks in Pemoyongtse elakha; Tikjek, Sardong and Lingchoni blocks in Sangacholing elakha; and Yangthang block in Yangthang elakha of West district and Lekship block in Wak-Sosing elakha of South district.

4. **Dentam.**—Liching, Begha, Srinagi, Gyaten, Karmatar, Sopakha, Maneyboing, Mangmoo, Dentam, Sapung, Bonget, Radhukundu and Sankhu blocks in Yangthang elakha of West district.

5. **Barmiok.**—Hee, Martam, Barmiok, Barthang, Hee Patal and Pacharek blocks in Yangthang elakha; and Miyong, Megyong, Chinthang and Barfok blocks in Rinchenpong elakha of West district.

6. **Rinchenpong (BL).**—Sangdorji, Hathidunga, Jeel, Boom, Reshi (A), Reshi (B), Rinchenpong, Tadong, Samdong, Sribadam (A) and Sribadam (B) blocks in Rinchenpong elakha; and Takuthang, Chuchen, Dethang and Parengao blocks in Chakung elakha of West district; and Sangnath block in Wak-Sosing elakha of South district.

7. **Chakung.**—Tinjerbong, Sulidong, Kamling, Singyeng, Mabong, Suntoley, Khani Sirbong, Aiubotey, Samsing, Gelling, Chakung, Mendogaon, Samdong and Chumbung blocks in Chakung elakha of West district.

8. **Soreong.**—Soreong, Soreong Bazar, Singhling, Timberbong, Burikhop, Kartok, Malbaisey and Tarpu blocks in Chakung elakha of West district.

9. **Daramdin.**—Rumbuk, Burikhop, Lower Daramdin, Lower Thambung, Upper Thambung, Sallyng Dang, Lungchok, Siktam, Tikpur, Okhrey, Ribdi and Bhareng blocks in Daramdin elakha of West district.

10. **Jorethang-Nayabazar.**—Joom block in Chakung elakha of West district; Salghari, Dorop, Dhargao,

Serial no., name and extent of constituency	Serial no., name and extent of constituency
Chisopani, Tinek, Poklok-Denchung, Asangthang, Sambung, Kopeche and Mik-Khola blocks in Namchi elakha; and Shyampani, Sorok, Manpur, Kitam and Gom blocks in Kitam elakha of South district.	Beng, Thangsing-Bodang and Thasa blocks in Khamdong elakha of East district.
11. Ralang (BL). —Soda, Famtam, Brang and Polot blocks in Brang elakha; Namling, Lingding, Ralang, Jorang-Biring, Barfong and Dethang blocks in Ralang elakha; and Bakhim, Kewzing, Dalep and Lingzo blocks in Wak-Sosing elakha of South district.	23. Djongu (BL). —Upper Djongu and Lower Djongu blocks in Djongu elakha of North district; and Sokpey, Lingi, Upper Paiyong, Lower Paiyong and Kahu blocks in Lingi-Paiyong elakha of South district.
12. Wak. —Hingdam, Lamaten, Tingmo, Tinkitam, Omchu, Chumlok, Wak, Rayong and Mangbrue blocks in Wak-Sosing elakha; Ben, Namphrik, Rabang and Sangmoo blocks in Ben-Namphrik elakha; and Deo block in Temi-Tarku elakha of South district.	24. Lachen Mangshila (BL). —Lachen block in Lachen elakha; Lachung block in Lachung elakha; Chungthang block in Chungthang elakha: Naganamgor, Singchit, Tung, Miyong, Sentam, Pakshep, Kajor, Singchit, Rimgem, Jimchung, Nampatam and Mangan Bazar blocks in Malling elakha; and Sayem, Tanyek, Ramthang, Upper Mangshila, Lower Mangshila, Namok and Thimgchen blocks in Phodong elakha of North district.
13. Damthang. —Damthang, Jaubari, Chemchey, Pabong, Boomtar, Salybung, Maniram, Phallidara, Tingrihang, Mamley, Gumba, Pajer, Tinjir, Kamrang and Singithang blocks in Namchi elakha; and Singtam, Bul, Palum and Rong blocks in Turuk-Sumbuk elakha of South district.	25. Kabi Tingda (BL). —Rongong, Tumlung and Phodong blocks in Phodong elakha: Phensang, Labi, Phamtam, Chawang, Men Rongong, Kabi-Tingda and Phaney blocks in Phensang-Kabi-Tingda elakha of North district; and Sotak, Nabey and Penlong blocks in Penlong elakha; and Lingdok and Nampung blocks in Rakdong-Tintek elakha of East district.
14. Melli. —Melli Bazar, Melli Dara, Kerabari, Sun-toly, Sukhbari, Turuk, Rambung, Panchgharey, Lung-chok, Kamaray, Sumbuk, Kartikey, Suntoley (Sumbuk), Paiyong, Rabitar and Sadam blocks in Turuk-Sumbuk elakha of South district.	26. Rakdong-Tintek (BL). —Rakdong and Tintek blocks in Rakdong-Tintek elakha: Samdong-Kambol and Raley-Khase blocks in Samdong elakha: Tumin, Simil and Chandey blocks in Tumin-Chandey elakha; and Patuk, Simik, Aritir and Lingjey blocks in Khamdong elakha of East district.
15. Rateypani-West Pendam (SC). —Rabikhola, Tangi, Bigmat, Rateypani and Passi blocks in Rateypani elakha; Kating-Bokran, Pamphok, Nalam Kolbung, Nagi, Palitam, Maneydara, Kabrey, Kanamtek, Turung, Donok and Mamring blocks in Namthang elakha of South district; and West Pendam block in Namthang elakha of East district.	27. Martam (BL). —Sirwani, Sakyong, Chisopani, Rabdang, Chalamthang, Byang, Nagethang, Martam, Phegyong, Nazitam and Trikutam blocks in Song-Martam elakha; and Chhuba, Nemli, Marchak, Samlik, Namin and Tumlabung blocks in Rumtek-Marchak elakha of East district.
16. Temi-Tarku. —Tanak, Tarku, Temi and Aifaltar blocks in Temi-Tarku elakha: Pabong, Daring, Today, Reshep, Tokel, Namphing, Barmiok, Thangsing, Chalamthang, Nizarmeng, Rameng and Burul blocks in Barmiok elakha; and Parbing, Fong, Chhuba and Karek blocks in Namthang elakha of South district.	28. Rumtek (BL). —Mendu, Tempye, Sajong, Chenjey, Rawte Rumtek, Reybrok and Lingdum blocks in Ranka-Lingdum elakha; and Tadong, Samdur, Deorali, Deorali Bazar and Tadong Bazar blocks in Tadong elakha of East district.
17. Central Pendam-East Pendam. —Singtam Bazar, Sumin, Lingjey and Mangthang blocks in Sumin elakha: and Central Pendam, East Pendam, Rango Bazar, Kamerey-Bhasmey, Pachak and Sajong blocks in Pendam elakha of East district.	29. Assam-Lingjey (BL). —Pahm, Bhusuk, Namok, Naitem, Nandok, Lingjey and Assam blocks in Aho-Lingjey-Pahm-Singtam elakha; and Tathangchen, Rongnek and Syari blocks in Tathangchen elakha of East district.
18. Rhenock. —Rhenock, Tarpin, Rhenock Bazar, Mulkey, Sudanglakha and Kyongsa blocks in Rhenock elakha; Biring, Tarethang and Taja blocks in Amba-Tarethang elakha; and Linkey block in Pathing elakha of East district.	30. Ranka (BL). —Parbing, Ranka, Barbing, Song-tong, Bortuk, Luwing, Suchakgang and Chamdmari blocks in Ranka elakha of East district.
19. Regu. —Aritar, Dalapchand and Khamdong blocks in Rhenock elakha; and Chuzachen, Change Lakha, North Regu, South Regu, Rongli Bazar, Singanebas, Premlakha and Subhaney Dara blocks in Chuzachen-Regu elakha of East district.	31. Gangtok. —Gangtok block [including (a) Gangtok Town, (b) Gangtok Bazar and (c) Development Area] of East district.
20. Pathing (BL). —Changay Senti and Pachey-Samsing blocks in Changay-Senti elakha; Amba and Thekabung blocks in Amba-Tarethang elakha; Parkha, Riba, Machong, Latuk and Chuchenphery blocks in Chota and Bara Pathing elakha; and Rolep Lamaten, Lingtam, Phadamchen and Gnathang blocks in Chuzachen-Regu elakha of East district.	<p><i>Note.</i>—Any reference in this Table to a district, elakha, block or other territorial division shall be taken to mean the area comprised within that district, elakha, block or other territorial division on the 26th day of April, 1975.”.</p> <p>5. Repeal and saving.—(1) The Representation of the People (Amendment) Ordinance, 1979 (7 of 1979) is hereby repealed.</p> <p>(2) Notwithstanding such repeal, anything done or any action taken under the Representation of the People Act, 1950 (43 of 1950), the Representation of the People Act, 1951 (43 of 1951) or the Delimitation of Parliamentary and Assembly Constituencies Order, 1976, as amended by the said Ordinance, shall be deemed to have been done or taken under the Representation of the People Act, 1950, the Representation of the People Act, 1951 or the Delimitation of Parliamentary and Assembly Constituencies Order, 1976, as amended by this Act.</p>
21. Loosing Pachekhani. —Chota Singtam and Aho-Yangtam blocks in Aho-Pahm-Yangtam elakha; and Namchebung, Kartok, Dikling, Chalamthang, Loosing, Pachekhani, Dikling Pachekhani, Bengthang and Pak-yong Bazar blocks in Pakyong elakha of East district.	
22. Khamdong (SC). —Manzing, Tokdey, Nehbrom-Kolthang, Pepthang and Lingmo blocks in Lingmo Nehbrom elakha; Rangang, Yangang, Gagyong, Satam, Namphok and Sripatam blocks in Yangang elakha of South district; and Singbel, Dungdung, Khamdong,	

Assented to on 22nd March, 1980

THE APPROPRIATION (RAILWAYS) VOTE ON
ACCOUNT ACT, 1980
(ACT NO. 9 OF 1980)AN
ACT

to provide for the withdrawal of certain sums from and out of the Consolidated Fund of India for the services of a part of the financial year 1980-81 for the purposes of Railways.

Be it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Appropriation (Railways) Vote on Account Act, 1980.

2. *Withdrawal of Rs. 1414,91,14,000 from and out of the Consolidated Fund of India for the financial year 1980-81.*—From and out of the Consolidated Fund of India there may be withdrawn sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of one thousand four hundred fourteen crores, ninety-one lakhs and fourteen thousand rupees towards defraying the several charges which will come in course of payment during the financial year 1980-81, in respect of the services relating to railways specified in column 2 of the Schedule.

3. *Appropriation.*—The sums authorised to be withdrawn from and out of the Consolidated Fund of India by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

THE SCHEDULE

(See section 2 and 3)

1	2	3	
No.	Services and of purposes	Sums not exceeding	
vote	Voted by Parliament	Charged on the Consolidated Fund	Total
1	Railway Board	96,22,000	—
2	Miscellaneous Expenditure (General).	5,61,27,000	1,00,000
3	General Superintendence and Services.	43,82,97,000	1,18,000
4	Repairs and Maintenance of Permanent Way and Works.	74,54,96,000	1,51,000
5	Repairs and Maintenance of Motive power.	66,41,74,000	53,000
6	Repairs and Maintenance of Carriages and Wagons.	82,88,39,000	67,000
7	Repairs and Maintenance of Plant and Equipment.	39,57,68,000	48,000
8	Operating Expenses— Rolling Stock and Equipment.	82,68,24,000	1,73,000
9	Operating Expenses— Traffic.	88,02,46,000	9,56,000
10	Operating Expenses— Fuel.	140,11,15,000	37,000
11	Staff Welfare and Amenities.	29,07,30,000	41,000
			29,07,71,000

1	2	3	
	Rs.	Rs.	Rs.
12	Miscellaneous Working Expenses.	40,79,76,000	1,09,62,000
13	Provident Fund, Pension and Other Retirement Benefits.	35,06,92,000	33,000
14	Appropriation to Funds.	105,18,15,000	—
15	Dividend to General Revenues, Repayment of loan taken from General Revenues and Amortization of Over-capitalization.	5,89,45,000	—
16	Assets—Acquisition, Construction and Replacement—Revenue	3,99,90,000	17,000
	Other Expenditure	568,78,85,000	18,17,000
	Total	1413,45,41,000	145,73,000
			1414,91,14,000

Assented to on 22nd March, 1980.

THE APPROPRIATION (RAILWAYS) NO. 2
ACT, 1980
(ACT NO. 10 OF 1980)AN
ACT

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of India for the services of the financial year 1979-80 for the purposes of Railways.

Be it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Appropriation (Railways) No. 2 Act, 1980.

2. *Issue of Rs. 111,92,89,000 out of the Consolidated Fund of India for the financial year 1979-80.*—From and out of the Consolidated Fund of India there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of one hundred eleven crores, ninety-two lakhs and eighty-nine thousand rupees towards defraying the several charges which will come in course of payment during the financial year 1979-80, in respect of the services relating to Railways specified in column 2 of the Schedule.

3. *Appropriation.*—The sums authorised to be paid and applied from and out of the Consolidated Fund of India by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

THE SCHEDULE
(See sections 2 and 3)

1	2	3	
No.	Services and of purposes	Sums not exceeding	
Vote	Voted by Parliament	Charged on the Consolidated Fund	Total
1			
1. Railway Board		Rs. 5,00,000	Rs. 5,00,000
2. Miscellaneous Expenditure (General).		9,14,000	1,12,000
3. General Superintendence and Services.		3,24,33,000	1,78,000
			3,26,11,000

1	2	3
4.	Repairs and Maintenance of Permanent Way and Works.	Rs. 9,28,24,000
5.	Repairs and Maintenance of Motive Power.	.. 24,000
6.	Repairs and Maintenance of Carriages and Wagons.	.. 86,000
7.	Repairs and Maintenance of Plant and Equipment.	4,04,93,000
8.	Operating Expenses— Rolling Stock and Equipment.	1,54,000
9.	Operating Expenses— Traffic	6,26,87,000
11.	Staff Welfare and Amenities.	2,02,96,000
12.	Miscellaneous Working Expenses.	3,15,90,000
13.	Provident Fund, Pension and other Retirement Benefits.	16,79,70,000
16.	Assets— Acquisition, Construction and Replacement.	66,35,62,000
	Total	111,32,69,000
		60,20,000
		111,92,89,000

Assented to on 23-3-1980
THE APPROPRIATION (VOTE ON ACCOUNT)
ACT, 1980

AN
ACT NO. 11 OF 1980
ACT

to provide for the withdrawal of certain sums from and out of the Consolidated Fund of India for the services of a part of the financial year 1980-81.

BE it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Appropriation (Vote on Account) Act, 1980.

2. *Withdrawal of Rs. 18010,96,09,000 from and out of the Consolidated Fund of India for the financial year 1980-81.*—From and out of the Consolidated Fund of India there may be withdrawn sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of eighteen thousand and ten crores, ninety-six lakhs and nine thousand rupees towards defraying the several charges which will come in course of payment during the financial year 1980-81.

3. *Appropriation.*—The sums authorised to be withdrawn from and out of the Consolidated Fund by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

4. *Construction of references to Ministries and Departments in the Schedule.*—References to Ministries or Departments in the Schedule are to such Ministries or Departments as existing immediately before the 1st March, 1980 and shall, on or after that date, be construed as references to the appropriate Ministries or Departments as reconstituted from time to time.

THE SCHEDULE

(See sections 2, 3 and 4)

1	2	3	Sums not exceeding	
No. of Vote	Services and purposes	Voted by Parliament	Charged on the Consolidated Fund	Total
1	Department of Agriculture and Co-operation ..	Revenue 1,17,53,000	Rs. 3,000	Rs. 1,17,56,000
2	Agriculture ..	Revenue 24,82,92,000	..	24,82,92,000
3	Fisheries ..	Capital 299,80,23,000	53,88,46,000	353,68,69,000
4	Animal Husbandry and Dairy Development ..	Revenue 6,55,35,000	..	6,55,35,000
5	Forest ..	Capital 6,16,65,000	..	6,16,65,000
6	Co-operation ..	Revenue 40,05,15,000	7,000	40,05,22,000
7	Department of Food ..	Capital 6,18,97,000	2,33,000	6,21,30,000
8	Department of Agricultural Research and Education ..	Revenue 4,58,18,000	..	4,58,18,000
9	Payments to Indian Council of Agricultural Research ..	Capital 24,50,000	1,11,90,000	1,36,40,000
10	Department of Irrigation ..	Revenue 8,72,16,000	..	8,72,16,000
11	Ministry of Commerce and Civil Supplies ..	Capital 17,25,69,000	1,86,57,000	19,12,26,000
12	Foreign Trade and Export Production ..	Revenue 205,36,60,000	3,53,000	205,40,13,000
13	Civil Supplies ..	Capital 15,67,69,000	17,00,000	15,84,69,000
		Revenue 6,60,000	..	6,60,000
		Revenue 30,20,30,000	..	30,20,30,000
		Capital 11,35,93,000	..	11,35,93,000
		Revenue 1,93,61,000	8,50,67,000	10,44,28,000
		Revenue 72,81,000	..	72,81,000
		Capital 136,52,12,000	..	136,52,12,000
		Revenue 21,73,66,000	..	21,73,66,000
		Capital 2,94,20,000	..	2,94,20,000
		Revenue 1,79,08,000	99,93,000	2,79,01,000

No. of Vote	Services and purposes	Voted by Parliament	Sums not exceeding		3
			Rs.	Charged on the Consolidated Fund	
14	Ministry of Communications	.. Revenue	83,25,000	..	83,25,000
		Capital	3,32,00,000	..	3,32,00,000
15	Overseas Communications Service	.. Revenue	5,52,70,000	..	5,52,70,000
		Capital	10,30,44,000	..	10,30,44,000
16	Posts and Telegraphs Working Expenses	.. Revenue	264,49,51,000	16,000	264,49,67,000
17	Posts and Telegraphs Dividend to General Revenues, Appropriations to Reserve Funds and Repayment of Loans from General Revenues	.. Revenue	79,81,94,000	..	79,81,94,000
		Capital	148,52,91,000	33,000	148,53,24,000
18	Capital Outlay on Posts and Telegraphs	.. Revenue	40,02,15,000	..	40,02,15,000
19	Ministry of Defence	.. Capital	31,30,93,000	60,38,000	31,91,31,000
20	Defence Services Army	.. Revenue	748,70,54,000	8,41,000	748,78,95,000
21	Defence Services Navy	.. Revenue	76,88,15,000	50,000	76,88,65,000
22	Defence Services Air Force	.. Revenue	287,57,66,000	71,000	287,58,37,000
23	Defence Services Pensions	.. Revenue	67,08,33,000	17,000	67,08,50,000
24	Capital Outlay on Defence Services	.. Capital	87,84,02,000	20,00,000	88,04,02,000
25	Department of Education	.. Revenue	81,23,000	..	81,23,000
26	Education	.. Revenue	75,32,00,000	..	75,32,00,000
		Capital	1,78,47,000	1,33,66,000	3,12,13,000
27	Department of Culture	.. Revenue	3,93,45,000	..	3,93,45,000
28	Archaeology	.. Revenue	2,29,33,000	..	2,29,33,000
29	Ministry of Energy	.. Revenue	21,88,71,000	..	21,88,71,000
		Capital	169,52,68,000	3,61,50,000	173,14,18,000
30	Ministry of External Affairs	.. Revenue	45,88,82,000	8,000	45,88,90,000
		Capital	6,45,72,000	..	6,45,72,000
31	Ministry of Finance	.. Revenue	15,17,83,000	13,000	15,17,96,000
		Capital	47,13,000	..	47,13,000
32	Customs	.. Revenue	16,36,89,000	15,000	16,37,04,000
		Capital	2,08,33,000	..	2,08,33,000
33	Union Excise Duties	.. Revenue	20,53,33,000	1,18,000	20,54,51,000
34	Taxes on Income, Estate Duty, Wealth Tax and Gift Tax	.. Revenue	21,79,60,000	80,000	21,80,40,000
35	Stamps	.. Revenue	6,93,40,000	..	6,93,40,000
		Capital	31,14,000	..	31,14,000
36	Audit	.. Revenue	27,36,46,000	49,76,000	27,86,22,000
37	Currency, Coinage and Mint	.. Revenue	15,76,32,000	..	15,76,32,000
		Capital	8,11,91,000	..	8,11,91,000
38	Pensions	.. Revenue	21,51,39,000	19,65,000	21,71,04,000
39	Opium and Alkaloid Factories	.. Revenue	23,63,54,000	1,000	23,63,55,000
		Capital	29,03,000	..	29,03,000
40	Transfers to State Governments	.. Revenue	448,21,05,000	1042,11,33,000	1490,32,38,000
		Capital	..	1074,90,00,000	1074,90,00,000
	CHARGED—Interest Payments				
41	Other Expenditure of the Ministry of Finance	.. Revenue	..	865,87,84,000	865,87,84,000
		Revenue	421,84,55,000	79,000	421,85,34,000
		Capital	322,66,93,000	1,00,00,000	323,66,93,000
		Capital	31,33,60,000	..	31,33,60,000
	CHARGED—Repayment of Debt				
43	Ministry of Health and Family Welfare	.. Capital	..	8317,59,32,000	8317,59,32,000
44	Medical and Public Health	.. Revenue	40,62,000	..	40,62,000
		Revenue	57,82,45,000	..	57,82,45,000
		Capital	24,37,86,000	3,00,000	24,40,86,000
45	Family Welfare	.. Revenue	51,87,22,000	..	51,87,22,000
46	Ministry of Home Affairs	.. Revenue	1,06,37,000	..	1,06,37,000
47	Cabinet	.. Revenue	41,71,000	..	41,71,000
48	Department of Personnel and Administrative Reforms	.. Revenue	3,37,68,000	2,000	3,37,70,000
		Capital	..	36,66,000	36,66,000
49	Police	.. Revenue	87,18,87,000	35,000	87,19,22,000
		Capital	3,29,67,000	33,000	3,30,00,000
		Revenue	6,47,40,000	..	6,47,40,000
50	Census	.. Revenue	76,63,60,000	29,55,61,000	106,19,21,000
51	Other Expenditure of the Ministry of Home Affairs	Capital	37,83,54,000	54,37,000	38,37,91,000
		Revenue	56,61,64,000	25,97,000	56,87,61,000
		Capital	32,94,83,000	56,67,000	33,51,50,000
52	Delhi	.. Revenue	9,41,77,000	27,85,000	9,69,62,000
		Capital	5,25,68,000	11,67,000	5,37,35,000
53	Chandigarh	.. Revenue	10,20,68,000	3,000	10,20,71,000
		Capital	6,39,25,000	..	6,39,25,000
54	Andaman and Nicobar Islands	.. Revenue	1,01,22,000	..	1,01,22,000
		Capital	1,20,91,000	..	1,20,91,000

No. of Vote	Services and purposes	Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
56	Lakshadweep	Revenue 2,18,47,000 Capital 59,78,000	.. ..	Rs. 2,18,47,000 59,78,000
57	Ministry of Industry	Revenue 1,27,91,000	..	1,27,91,000
58	Industries	Revenue 14,43,48,000 Capital 89,31,64,000	.. ..	14,43,48,000 89,31,64,000
59	Village and Small Industries	Revenue 9,84,39,000 Capital 71,33,000	5,00,00,000 1,33,33,000	14,84,39,000 2,04,66,000
60	Textiles, Handloom and Handicrafts	Revenue 37,05,20,000 Capital 20,59,47,000	.. 3,51,66,000	37,05,20,000 24,11,13,000
61	Ministry of Information and Broadcasting	Revenue 35,10,000	..	35,10,000
62	Information and Publicity	Revenue 8,09,87,000 Capital 36,82,000	.. ..	8,09,87,000 36,82,000
63	Broadcasting	Revenue 26,03,29,000 Capital 5,46,79,000	.. ..	26,03,29,000 5,46,79,000
64	Ministry of Labour	Revenue 33,63,000	..	33,63,000
65	Labour and Employment	Revenue 21,04,26,000 Capital 5,25,000	8,000 ..	21,04,34,000 5,25,000
66	Ministry of Law, Justice and Company Affairs	Revenue 9,20,22,000 Capital 33,000	.. ..	9,20,22,000 33,000
67	Administration of Justice	Revenue 16,07,000	34,65,000	50,72,000
68	Ministry of Petroleum, Chemicals and Fertilizers	Revenue 41,29,000	..	41,29,000
69	Petroleum and Petro-chemicals Industries	Revenue 44,46,04,000 Capital 32,04,57,000	.. ..	44,46,04,000 32,04,57,000
70	Chemicals and Fertilizers Industries	Revenue 122,78,30,000 Capital 110,28,03,000	.. ..	122,78,30,000 110,28,03,000
71	Ministry of Planning	Revenue 1,30,000	..	1,30,000
72	Statistics	Revenue 5,49,59,000	..	5,49,59,000
73	Planning Commission	Revenue 1,61,44,000	..	1,61,44,000
74	Ministry of Rural Reconstruction	Revenue 140,00,00,000 Capital 28,32,23,000	2,000 ..	140,00,02,000 28,32,23,000
75	Ministry of Shipping and Transport	Revenue 1,35,54,000	4,000	1,35,58,000
76	Roads	Revenue 38,39,49,000 Capital 34,97,53,000	8,000 3,21,00,000	38,39,57,000 38,18,53,000
77	Ports, Lighthouses and Shipping	Revenue 27,97,63,000 Capital 69,45,51,000	1,000 67,17,000	27,97,64,000 70,12,68,000
78	Road and Inland Water Transport	Revenue 50,43,000 Capital 13,58,48,000	.. 25,93,000	50,43,000 13,84,41,000
79	Ministry of Social Welfare	Revenue 18,62,40,000 Capital 31,00,000	.. ..	18,62,40,000 31,00,000
80	Department of Steel	Revenue 5,45,93,000 Capital 130,76,00,000	.. 1,46,00,000	5,45,93,000 132,22,00,000
81	Department of Mines	Revenue 21,51,71,000 Capital 26,21,00,000	1,06,000 13,30,000	21,52,77,000 26,34,30,000
82	Department of Coal	Revenue 37,46,58,000 Capital 178,52,63,000	.. ..	37,46,58,000 178,52,63,000
83	Department of Supply	Revenue 9,90,000	..	9,90,000
84	Supplies and Disposals	Revenue 3,11,48,000	..	3,11,48,000
85	Department of Rehabilitation	Revenue 8,47,41,000 Capital 3,46,37,000	42,000 3,64,60,000	8,47,83,000 7,10,97,000
86	Ministry of Tourism and Civil Aviation	Revenue 20,55,000	..	20,55,000
87	Meteorology	Revenue 5,86,46,000 Capital 2,76,24,000	.. ..	5,86,46,000 2,76,24,000
88	Aviation	Revenue 10,10,95,000 Capital 14,71,17,000	7,000 1,33,000	10,11,02,000 14,72,50,000
89	Tourism	Revenue 1,69,09,000 Capital 2,51,58,000	.. ..	1,69,09,000 2,51,58,000
90	Ministry of Works and Housing	Revenue 51,44,000	..	51,44,000
91	Public Works	Revenue 38,08,46,000 Capital 9,70,95,000	2,000 5,00,000	38,08,48,000 9,75,95,000
92	Water Supply and Sewerage	Revenue 22,16,30,000	..	22,16,30,000
93	Housing and Urban Development	Revenue 7,46,96,000 Capital 17,97,42,000	29,01,000 7,78,63,000	7,75,97,000 25,76,05,000
94	Stationery and Printing	Revenue 15,86,94,000	3,000 ..	15,86,97,000 20,84,000
95	Department of Atomic Energy	Revenue 20,84,000	..	20,84,000
96	Atomic Energy Research, Development and Industrial Projects	Revenue 32,00,45,000 Capital 22,44,66,000	.. ..	32,00,45,000 22,44,66,00
97	Nuclear Power Schemes	Revenue 19,64,86,000 Capital 19,62,72,000	.. ..	19,64,86,000 19,62,72,000
98	Department of Electronics	Revenue 3,78,00,000 Capital 2,16,00,000	.. ..	3,78,00,000 2,16,00,000
99	Department of Science and Technology	Revenue 11,82,02,000 Capital 35,00,000	.. ..	11,82,02,000 35,00,000
100	Survey of India	Revenue 9,55,75,000	28,000 ..	9,56,03,000 ..

1	2	3	Rs.	Rs.	Rs.
101 Grants to Council of Scientific and Industrial Research	.. Revenue	19,16,69,000	..	19,16,69,000	
102 Department of Space	.. Revenue	14,66,84,000	..	14,66,84,000	
	Capital	12,23,49,000	..	12,23,49,000	
103 Lok Sabha	.. Revenue	2,15,17,000	42,000	2,15,59,000	
104 Rajya Sabha	.. Revenue	73,05,000	28,000	73,33,000	
105 Department of Parliamentary Affairs	.. Revenue	8,18,000	..	8,18,000	
CHARGED—Staff, Household and Allowances of the President					
106 Secretariat of the Vice-President	.. Revenue	2,10,000	27,94,000	27,94,000	
	Revenue	..	..	2,10,000	
CHARGED—Union Public Service Commission					
	Revenue	..	1,10,14,000	1,10,14,000	
	TOTAL	..	6575,43,71,000	11435,52,28,000	18010,96,09,000

Assented to on 22-3-80

THE APPROPRIATION (No. 2) ACT, 1980.

(ACT NO. 12 OF 1980)

AN

ACT

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of India for the services of the financial year 1979-80.

Be it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Appropriation (No. 2) Act, 1980.

2. *Issue of Rs. 106,38,39,000 out of the Consolidated Fund of India for the year 1979-80.*—From and out of the Consolidated Fund of India there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of one hundred and six crores, thirty-eight lakhs and thirty-nine thousand rupees towards defraying the several charges which will come in course of payment during the financial year 1979-80, in respect of the services specified in column 2 of the Schedule.

3. *Appropriation.*—The sum authorised to be paid and applied from and out of the Consolidated Fund of India by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

THE SCHEDULE

(See sections 2 and 3)

1	2	3	Sums not exceeding	
No. of Vote	Services and purposes	Voted by Parliament	Charged on the Consolidated Fund	Total
14	Ministry of Communications	.. Revenue	1,000	..
15	Overseas Communications Service	.. Revenue	1,000	1,000
16	Posts and Telegraphs—Working Expenses	.. Revenue	13,53,75,000	..
18	Capital Outlay on Posts and Telegraphs	.. Capital	1,000	13,53,75,000
19	Ministry of Defence	.. Revenue	7,31,25,000	..
20	Defence Services—Army	.. Revenue	13,00,00,000	7,31,25,000
22	Defence Services—Air Force	.. Revenue	10,00,00,000	13,00,00,000
41	Transfers to State Governments	.. Revenue	..	10,00,00,000
42	Other Expenditure of the Ministry of Finance	.. Revenue	35,00,00,000	5,40,00,000
53	Delhi	.. Revenue	8,34,31,000	35,00,00,000
54	Chandigarh	Capital	14,51,000	8,48,82,000
56	Dadra and Nagar Haveli	Capital	1,52,41,000	1,52,41,000
58	Ministry of Industry	Capital	25,00,000	25,00,000
59	Industries	Revenue	32,00,000	32,00,000
67	Ministry of Law, Justice and Company Affairs	Capital	2,12,000	2,12,000
		Revenue	1,000	1,000
		Revenue	11,53,00,000	11,53,00,000
	TOTAL	..	99,04,35,000	7,34,04,000
				106,38,39,000

Assented to on 25-3-80.

THE FINANCE ACT, 1980

(ACT NO. 13 OF 1980)

AN

ACT

to continue for the financial year 1980-81 the existing rates of income-tax with certain modifications, to provide for certain exemptions from income-tax and to provide

for the continuance of the provisions relating to auxiliary duties of customs and special duties of excise for the said year.

Be it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Finance Act, 1980.

(2) Save as otherwise provided in this Act, sections 2 and 3 shall come into force on the 1st day of April, 1980.

2. *Income-tax.*—The provisions of section 2 of, and the First Schedule to, the Finance Act, 1979 (21 of 1979), shall apply in relation to income-tax for the assessment year or, as the case may be, the financial year commencing on the 1st day of April, 1980, as they apply in relation to income-tax for the assessment year or, as the case may be, the financial year commencing on the 1st day of April, 1979, with the following modifications, namely:—

(a) in section 2,—

- (i) for the figures "1979", wherever they occur, the figures "1980" shall be substituted;
- (ii) in sub-section (2), in clause (b),—
- (1) in sub-clause (iii), in the proviso, for the words "seventy per cent.", the words "sixty per cent." shall be substituted;
- (2) in sub-clause (iv), for the words "fifteen per cent.", the words "twenty per cent." shall be substituted;

(b) in the First Schedule,—

- (i) for Part I, the following Part shall be substituted, namely:—

PART I

INCOME-TAX AND SURCHARGE ON INCOME-TAX

Paragraph A

Sub-Paragraph I

In the case of every individual or Hindu undivided family or unregistered firm or other association of persons or body of individuals, whether incorporated or not, or every artificial juridical person referred to in sub-clause (vii) of clause (31) of section 2 of the Income-tax Act, not being a case to which Sub-Paragraph II of this Paragraph or any other Paragraph of this Part applies,—

Rates of income-tax

- (1) where the total income *Nil*;
does not exceed Rs. 8,000.
- (2) where the total income 15 per cent of the amount by which the total income exceeds Rs. 8,000 but does not exceed Rs. 15,000.
- (3) where the total income Rs. 1,050 plus 18 per cent of the amount by which the total income exceeds Rs. 15,000 but does not exceed Rs. 20,000.
- (4) where the total income exceeds Rs. 20,000 but does not exceed Rs. 25,000.
- (5) where the total income Rs. 1,950 plus 25 per cent of the amount by which the total income exceeds Rs. 20,000.
- (6) where the total income Rs. 3,200 plus 30 per cent of the amount by which the total income exceeds Rs. 25,000 but does not exceed Rs. 30,000.
- (6) where the total income Rs. 4,700 plus 40 per cent of the amount by which the total income exceeds Rs. 30,000 but does not exceed Rs. 50,000.
- (7) where the total income Rs. 12,700 plus 50 per cent of the amount by which the total income exceeds Rs. 50,000 but does not exceed Rs. 70,000.
- (8) where the total income Rs. 22,700 plus 55 per cent of the amount by which the total income exceeds Rs. 70,000 but does not exceed Rs. 1,00,000.
- (9) where the total income Rs. 39,200 plus 60 per cent of the amount by which the total income exceeds Rs. 70,000.

Provided that for the purposes of this Sub-Paragraph,—

- (i) no income tax shall be payable on a total income not exceeding Rs. 10,000;

- (ii) where the total income exceeds Rs. 10,000 but does not exceed Rs. 12,000, the income-tax payable thereon shall not exceed thirty per cent of the amount by which the total income exceeds Rs. 10,000.

Surcharge on income-tax

The amount of income-tax computed in accordance with the preceding provisions of this Sub-Paragraph shall be increased by a surcharge for purposes of the Union calculated at the rate of twenty per cent of such income-tax.

Sub-Paragraph II

In the case of every Hindu undivided family which at any time during the previous year has at least one member whose total income of the previous year relevant to the assessment year commencing on the 1st day of April, 1980 exceeds Rs. 10,000,—

Rates of income-tax

- (1) where the total income *Nil*; Nil;
- (2) where the total income exceeds Rs. 8,000 but does not exceed Rs. 15,000. 18 per cent of the amount by which the total income exceeds Rs. 8,000;
- (3) where the total income exceeds Rs. 15,000 but does not exceed Rs. 20,000. Rs. 1,260 plus 25 per cent of the amount by which the total income exceeds Rs. 15,000;
- (4) where the total income exceeds Rs. 20,000 but does not exceed Rs. 25,000. Rs. 2,510 plus 30 per cent of the amount by which the total income exceeds Rs. 20,000;
- (5) where the total income exceeds Rs. 25,000 but does not exceed Rs. 30,000. Rs. 4,010 plus 40 per cent of the amount by which the total income exceeds Rs. 25,000;
- (6) where the total income exceeds Rs. 30,000 but does not exceed Rs. 50,000. Rs. 6,010 plus 50 per cent of the amount by which the total income exceeds Rs. 30,000;
- (7) where the total income exceeds Rs. 50,000 but does not exceed Rs. 70,000. Rs. 16,010 plus 55 per cent of the amount by which the total income exceeds Rs. 50,000;
- (8) where the total income exceeds Rs. 70,000. Rs. 27,010 plus 60 per cent of the amount by which the total income exceeds Rs. 70,000;

Provided that for the purposes of this Sub-Paragraph,—

- (i) no income-tax shall be payable on a total income not exceeding Rs. 10,000;
- (ii) where the total income exceeds Rs. 10,000 but does not exceed Rs. 13,000, the income tax payable thereon shall not exceed thirty per cent of the amount by which the total income exceeds Rs. 10,000.

Surcharge on income-tax

The amount of income-tax computed in accordance with the preceding provisions of this Sub-Paragraph shall be increased by a surcharge for purposes of the Union calculated at the rate of twenty per cent of such income-tax.

Paragraph B

In the case of every co-operative society,—

Rates of income-tax

- (1) where the total income 15 per cent of the total income does not exceed Rs. 10,000.

Surcharge on income-tax

(2) where the total income exceeds Rs. 10,000 but does not exceed Rs. 20,000.
 Rs. 1,500 plus 25 per cent of the amount by which the total income exceeds Rs. 10,000;

(3) where the total income exceeds Rs. 20,000.
 Rs. 4,000 plus 40 per cent of the amount by which the total income exceeds Rs. 20,000.

Surcharge on income-tax

The amount of income-tax computed in accordance with the preceding provisions of this Paragraph shall be increased by a surcharge for purposes of the Union calculated at the rate of twenty per cent of such income-tax.

Paragraph C**Sub-Paragraph I**

In the case of every registered firm, not being a case to which Sub-Paragraph II of this Paragraph applies,—

Rates of income-tax

(1) where the total income *Nil*; does not exceed Rs. 10,000
 (2) where the total income exceeds Rs. 10,000 but does not exceed Rs. 25,000. 5 per cent of the amount by which the total income exceeds Rs. 10,000;

(3) where the total income exceeds Rs. 25,000 but does not exceed Rs. 50,000. Rs. 750 plus 7 per cent of the amount by which the total income exceeds Rs. 25,000;

(4) where the total income exceeds Rs. 50,000 but does not exceed Rs. 1,00,000. Rs. 2,500 plus 15 per cent of the amount by which the total income exceeds Rs. 50,000;

(5) where the total income exceeds Rs. 1,00,000. Rs. 10,000 plus 24 per cent of the amount by which the total income exceeds Rs. 1,00,000.

Surcharge on income-tax

The amount of income-tax computed in accordance with the preceding provisions of this Sub-Paragraph shall be increased by a surcharge for purposes of the Union calculated at the rate of twenty per cent of such income-tax.

Sub-Paragraph II

In the case of every registered firm whose total income includes income derived from a profession carried on by it and the income so included is not less than fifty-one per cent of such total income,—

Rates of income-tax

(1) where the total income does not exceed Rs. 10,000. *Nil*;

(2) where the total income exceeds Rs. 10,000 but does not exceed Rs. 25,000. 4 per cent of the amount by which the total income exceeds Rs. 10,000;

(3) where the total income exceeds Rs. 25,000 but does not exceed Rs. 50,000. Rs. 600 plus 7 per cent of the amount by which the total income exceeds Rs. 25,000;

(4) where the total income exceeds Rs. 50,000 but does not exceed Rs. 1,00,000. Rs. 2,350 plus 13 per cent of the amount by which the total income exceeds Rs. 50,000;

(5) where the total income exceeds Rs. 1,00,000. Rs. 8,850 plus 22 per cent of the amount by which the total income exceeds Rs. 1,00,000.

The amount of income-tax computed in accordance with the preceding provisions of this Sub-Paragraph shall be increased by a surcharge for purposes of the Union calculated at the rate of twenty per cent of such income-tax.

Explanation.—For the purposes of this Paragraph, “registered firm” includes an unregistered firm assessed as a registered firm under clause (b) of section 183 of the Income-tax Act.

Paragraph D

In the case of every local authority,—

Rates of income-tax
On the whole of the total income 50 per cent.

Surcharge on income-tax

The amount of income-tax computed at the rate hereinbefore specified shall be increased by a surcharge for purposes of the Union calculated at the rate of twenty per cent of such income-tax.

Paragraph E
In the case of a company,**Rate of income-tax**

I. In the case of a domestic company,—

(1) where the company is a company in which the public are substantially interested,—

- (i) in a case where the total income does not exceed Rs. 1,00,000. 45 per cent of the total income;
- (ii) in a case where the total income exceeds Rs. 1,00,000. 55 per cent of the total income;

(2) where the company is not a company in which the public are substantially interested,—

- (i) in the case of an industrial company,—
 - (a) where the total income does not exceed Rs. 2,00,000. 55 per cent of the total income;
 - (b) where the total income exceeds Rs. 2,00,000. 60 per cent of the total income;
- (ii) in any other case. 65 per cent of the total income;

Provided that—

- (i) the income-tax payable by a domestic company, being a company in which the public are substantially interested, the total income of which exceeds Rs. 1,00,000, shall not exceed the aggregate of—
 - (a) the income-tax which would have been payable by the company if its total income had been Rs. 1,00,000 (the income of Rs. 1,00,000 for this purpose being computed as if such income included income from various sources in the same proportion as the total income of the company); and
 - (b) eighty per cent of the amount by which its total income exceeds Rs. 1,00,000;
- (ii) the income-tax payable by a domestic company, not being a company in which the public are substantially interested, which is an industrial company and the total income of which exceeds Rs. 2,00,000, shall not exceed the aggregate of—
 - (a) the income-tax which would have been payable by the company if its total income had been Rs. 2,00,000 (the income of Rs. 2,00,000 for this purpose being computed as if such income included income from various sources in the same proportion as the total income of the company); and
 - (b) eighty per cent of the amount by which its total income exceeds Rs. 2,00,000.

II. In the case of a company other than a domestic company,—

- (i) on so much of the total income as consists of—
 - (a) royalties received from an Indian concern in pursuance of an agreement made by it with the Indian concern after the 31st day of March, 1961 but before the 1st day of April, 1976, or
 - (b) fees for rendering technical services received in pursuance of an agreement made by it with the Indian concern after the 29th day of February, 1964 but before the 1st day of April, 1976.

— and where such agreement has, 50 per cent.; in either case, been approved by the Central Government

- (ii) on the balance, if any, of the 70 per cent. total income

Surcharge on income-tax

The amount of income-tax computed in accordance with the preceding provisions of this Paragraph shall be increased by a surcharge calculated at the rate of seven and a half per cent. of such income-tax.;

- (ii) in Part III, in Sub-Paragraph II of Paragraph A, for the figures "1980", the figures "1981" shall be substituted;
- (iii) in Part IV, in rule 9,—

(A) for sub-rules (1) and (2), the following sub-rules shall be substituted, namely:—

- (i) Where the assessee has, in the previous year relevant to the assessment year commencing on the 1st day of April, 1980, any agricultural income and the net result of the computation of the agricultural income of the assessee for any one or more of the previous years relevant to the assessment years commencing on the 1st day of April, 1974 or the 1st day of April, 1975 or the 1st day of April, 1976 or the 1st day of April, 1977 or the 1st day of April, 1978 or the 1st day of April, 1979, is a loss, then, for the purposes of sub-section (2) of section 2 of this Act,—

(i) the loss so computed for the previous year relevant to the assessment year commencing on the 1st day of April, 1974, to the extent, if any, such loss has not been set off against the agricultural income for the previous year relevant to the assessment year commencing on the 1st day of April, 1975 or the 1st day of April, 1976 or the 1st day of April, 1977 or the 1st day of April, 1978 or the 1st day of April, 1979,

- (ii) the loss so computed for the previous year relevant to the assessment year commencing on the 1st day of April, 1975, to the extent, if any, such loss has not been set off against the agricultural income for the previous year relevant to the assessment year commencing on the 1st day of April, 1976 or the 1st day of April, 1977, or the 1st day of April, 1978 or the 1st day of April, 1979,
- (iii) the loss so computed for the previous year relevant to the assessment

year commencing on the 1st day of April, 1976, to the extent, if any, such loss has not been set off against the agricultural income for the previous year relevant to the assessment year commencing on the 1st day of April, 1977 or the 1st day of April, 1978 or the 1st day of April, 1979,

- (iv) the loss so computed for the previous year relevant to the assessment year commencing on the 1st day of April, 1977, to the extent, if any, such loss has not been set off against the agricultural income for the previous year relevant to the assessment year commencing on the 1st day of April, 1978 or the 1st day of April, 1979.

- (v) the loss so computed for the previous year relevant to the assessment year commencing on the 1st day of April, 1978, to the extent, if any, such loss has not been set off against the agricultural income for the previous year relevant to the assessment year commencing on the 1st day of April, 1979, and

- (vi) the loss so computed for the previous year relevant to the assessment year commencing on the 1st day of April, 1979,

shall be set off against the agricultural income of the assessee for the previous year relevant to the assessment year commencing on the 1st day of April, 1980.

Explanation.—In this sub-rule and sub-rule (2), the expression "section 2 of this Act" means section 2 of the Finance Act, 1979 (21 of 1979), as applied for the purposes of this Act.

(2) Where the assessee has, in the previous year relevant to the assessment year commencing on the 1st day of April, 1981 or, if by virtue of any provision of the Income-tax Act, income-tax is to be charged in respect of the income of a period other than that previous year, in such other period, any agricultural income and the net result of the computation of the agricultural income of the assessee for any one or more of the previous years relevant to the assessment years commencing on the 1st day of April, 1974 or the 1st day of April, 1975 or the 1st day of April, 1976 or the 1st day of April, 1977 or the 1st day of April, 1978 or the 1st day of April, 1979 or the 1st day of April, 1980, is a loss, then, for the purposes of sub-section (6) of section 2 of this Act,—

- (i) the loss so computed for the previous year relevant to the assessment year commencing on the 1st day of April, 1974, to the extent, if any, such loss has not been set off against the agricultural income for the previous year relevant to the assessment year commencing on the 1st day of April, 1975 or the 1st day of April, 1976 or the 1st day of April, 1977 or the 1st day of April, 1978 or the 1st day of April, 1979 or the 1st day of April, 1980.

- (ii) the loss so computed for the previous year relevant to the assessment year commencing on the 1st day of April, 1975, to the extent, if any, such loss has not been set off against the agricultural income for the previous year relevant to the assessment year commencing on the 1st day of April, 1976 or the 1st day of April, 1977 or the 1st day of April, 1978 or the 1st day of April, 1979 or the 1st day of April, 1980,

- (iii) the loss so computed for the previous year relevant to the assessment year commencing on the 1st day of April, 1976, to the extent, if any, such loss has not been set off against the agricultural income for the previous year relevant to the assessment year commencing on the 1st day of April,

1977 or the 1st day of April, 1978 or the 1st day of April, 1979 or the 1st day of April, 1980.

(iv) the loss so computed for the previous year relevant to the assessment year commencing on the 1st day of April, 1977, to the extent, if any, such loss has not been set off against the agricultural income for the previous year relevant to the assessment year commencing on the 1st day of April, 1978 or the 1st day of April, 1979 or the 1st day of April, 1980.

(v) the loss so computed for the previous year relevant to the assessment year commencing on the 1st day of April, 1978, to the extent, if any, such loss has not been set off against the agricultural income for the previous year relevant to the assessment year commencing on the 1st day of April, 1979 or the 1st day of April, 1980,

(vi) the loss so computed for the previous year relevant to the assessment year commencing on the 1st day of April, 1979, to the extent, if any, such loss has not been set off against the agricultural income for the previous year relevant to the assessment year commencing on the 1st day of April, 1980, and

(vii) the loss so computed for the previous year relevant to the assessment year commencing on the 1st day of April, 1980,

shall be set off against the agricultural income of the assessee for the previous year relevant to the assessment year commencing on the 1st day of April, 1981, or the period aforesaid.;

(B) for sub-rule (5), the following sub-rule shall be substituted, namely:—

(5) Notwithstanding anything contained in this rule, no loss which has not been determined by the Income-tax Officer under the provisions of these rules or the rules contained in Part IV of the First Schedule to the Finance Act, 1974 (20 of 1974), or of the First Schedule to the Finance Act, 1975, (25 of 1975), or of the First Schedule to the Finance Act, 1976 (66 of 1976), or of the First Schedule to the Finance (No. 2) Act, 1977 (29 of 1977), or of the Schedule to the Finance Act, 1978 (19 of 1978), or of the First Schedule to the Finance Act, 1979 (21 of 1979), shall be set off under sub-rule (1) or, as the case may be, sub-rule (2)."

3. Amendment of section 10 of Act 43 of 1961.—In section 10 of the Income-tax Act, 1961,—

(a) in clause (17A), for the words "awards for literary, scientific and artistic work or attainment", the words "awards for literary, scientific or artistic work or attainment or for service for alleviating the distress of the poor, the weak and the ailing" shall be substituted;

(b) in clause (26A), for the figures, letters and words "1st day of April, 1980", the figures, letters and words "1st day of April, 1983" shall be substituted;

(c) after clause (26A), the following clause shall be inserted, and shall be deemed to have been inserted, with effect from the 1st day of April, 1972, namely:—

(26B) any income of a corporation established by a Central, State or Provincial Act or of any other body, institution or association (being a body, institution or association wholly financed by Government) where such corporation or other body or institution or association has been established or formed for promoting the interests of the members of either the Scheduled Castes or the Scheduled Tribes or of both.

Explanation.—For the purposes of this clause, "Scheduled Castes" and "Scheduled Tribes" shall have the meanings respectively assigned to them in clauses (24) and (25) of article 366 of the Constitution.;

4. Auxiliary duties of customs.—(1) In the case of goods mentioned in the First Schedule to the Customs Tariff Act, 1975 (51 of 1975), or in that Schedule, as

amended from time to time, there shall be levied and collected as an auxiliary duty of customs an amount equal to twenty per cent of the value of the goods as determined in accordance with the provisions of section 14 of the Customs Act, 1962 (52 of 1962), (hereinafter referred to as the Customs Act).

(2) Sub-section (1) shall cease to have effect after the 31st day of March, 1981, except as respects things done or omitted to be done before such cesser; and section 6 of the General Clauses Act, 1897 (10 of 1897), shall apply upon such cesser as if the said sub-section had then been repealed by a Central Act.

(3) The auxiliary duties of customs referred to in sub-section (1) shall be in addition to any duties of customs chargeable on such goods under the Customs Act, or any other law for the time being in force.

(4) The provisions of the Customs Act and the rules and regulations made thereunder, including those relating to refunds and exemptions from duties, shall, as far as may be, apply in relation to the levy and collection of the auxiliary duties of customs leviable under this section in respect of any goods as they apply in relation to the levy and collection of the duties of customs on such goods under that Act or those rules and regulations, as the case may be.

5. Special duties of excise.—(1) In the case of goods chargeable with a duty of excise under the Central Excises and Salt Act, 1944 (1 of 1944) as amended from time to time (hereinafter referred to as the Central Excises Act), read with any notification for the time being in force issued by the Central Government in relation to the duty so chargeable, there shall be levied and collected a special duty of excise equal to five per cent of the amount so chargeable on such goods.

(2) Sub-section (1) shall cease to have effect after the 31st day of March, 1981, except as respects things done or omitted to be done before such cesser; and section 6 of the General Clauses Act, 1897 (10 of 1897), shall apply upon such cesser as if the said sub-section had then been repealed by a Central Act.

(3) The special duties of excise referred to in sub-section (1) shall be in addition to any duties of excise chargeable on such goods under the Central Excises Act, or any other law for the time being in force.

(4) The provisions of the Central Excises Act and the rules made thereunder, including those relating to refunds and exemptions from duties, shall, as far as may be, apply in relation to the levy and collection of the special duties of excise leviable under this section in respect of any goods as they apply in relation to the levy and collection of the duties of excise on such goods under that Act or those rules, as the case may be.

Assented to on 25-3-1980

THE UNION DUTIES OF EXCISE (ELECTRICITY) DISTRIBUTION ACT, 1980

(ACT NO. 14 OF 1980)

AN

ACT

to provide for the payment out of the Consolidated Fund of India of sums equivalent to the net proceeds of Union duties of excise on electricity to the States to which the law imposing the duty extends and for the distribution of those sums among those States in accordance with the recommendations of the Finance Commission, in its report dated the 28th day of October, 1978.

BE it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:—

1. Short title and commencement. (1) This Act may be called the Union Duties of Excise (Electricity) Distribution Act, 1980.

(2) It shall be deemed to have come into force on the 1st day of April, 1979.

2. Definition.—In this Act, the expression “distributable Union duties of excise on electricity” means the net proceeds of Union duties of excise on electricity levied and collected, other than in Union territories, under the Central Excises and Salt Act, 1944 (1 of 1944) and any other law for the levy and collection of such duty, unless the law earmarks the proceeds of the duty for any special purpose.

Explanation. The expression “net proceeds” has the same meaning as in clause (1) of article 279 of the Constitution.

3. Payment to States of sums equivalent to the net proceeds of Union duties of excise on electricity and distribution of the sums among them. During the financial year commencing on the 1st day of April, 1979 and each of the four succeeding financial years there shall be paid, out of the Consolidated Fund of India, to the States sums equivalent to the distributable Union duties of excise on electricity levied and collected in that year and those sums shall be distributed to each of the States specified in column (1) of the Table below in such percentage as is set out against it in column (2) for the respective year:

TABLE

State	Percentage				
	1979-80	1980-81	1981-82	1982-83	1983-84
Andhra Pradesh	7.82	8.71	9.15	8.92	8.58
Assam	0.72	0.92	1.37	1.49	1.41
Bihar	6.88	6.66	6.80	6.55	6.64
Gujarat	7.67	7.50	7.77	7.49	7.33
Haryana	3.21	3.20	2.89	2.91	2.99
Himachal Pradesh	0.79	0.73	0.72	0.72	0.71
Jammu and					

Assented to on 27-3-1980.

THE ASSAM APPROPRIATION (VOTE ON ACCOUNT) ACT, 1980

(Act No. 15 of 1980)

AN

ACT

to provide for the withdrawal of certain sums from and out of the Consolidated Fund of the State of Assam for the services of a part of the financial year 1980-81.

BE it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:—

1. Short title.—This Act may be called the Assam Appropriation (Vote on Account) Act, 1980.

THE SCHEDULE

(See sections 2 and 3)

1	2	3		
		Sums not exceeding		
No. of Vote/ Appropri- ation	Services and purposes	Voted by Parlia- ment	Charged on the Consolidated Fund	Total
1 State Legislature	.. Revenue	20,93,000	49,000	21,42,000
2 Head of State	.. Revenue		3,10,000	3,10,000
3 Council of Ministers	.. Revenue	7,26,000	..	7,26,000
4 Discretionary Grants	.. Revenue	20,000	..	20,000
5 Administration of Justice	.. Revenue	63,32,000	20,42,000	83,74,000
6 Elections	.. Revenue	16,70,000	..	16,70,000

1	2	Rs.	Rs.	Rs.
7	Taxes on Income and Expenditure	Revenue 2,80,000	5,000	2,80,000
8	Land Revenue and Land Ceiling	Revenue 2,58,70,000	..	2,58,75,000
9	Stamps	Revenue 3,20,000	..	3,20,000
10	Registration	Revenue 9,60,000	..	9,60,000
11	State Excise	Revenue 25,04,000	..	25,04,000
12	Sales Tax and Other Taxes	Revenue 37,08,000	..	37,08,000
13	Transport Services	Revenue 1,22,60,000	..	1,22,60,000
		Capital 10,40,000	..	10,40,000
14	Electrical Inspectorate	Revenue 2,74,000	..	2,74,000
15	Small Savings	Revenue 99,000	..	99,000
16	Financial Inspection	Revenue 83,000	..	83,000
17	Servicing of Debt	Revenue ..	5,00,00,000	5,00,00,000
18	Public Service Commission	Revenue 4,57,000	..	4,57,000
19	Civil Secretariat and attached Offices	Revenue 1,13,18,000	..	1,13,18,000
20	District Administration	Revenue 1,01,81,000	..	1,01,81,000
21	Treasury and Accounts Administration	Revenue 36,55,000	..	36,55,000
22	Police	Revenue 1,17,47,000	4,000	11,74,81,000
23	Jails	Revenue 66,19,000	..	66,19,000
24	State Prisoners and Detenues	Revenue 12,000	..	12,000
25	Stationery and Printing	Revenue 48,91,000	..	48,91,000
26	Administrative and Functional Buildings	Revenue 2,48,16,000	20,000	2,48,36,000
		Capital 2,64,34,000	..	2,64,34,0000
27	Fire Service	Revenue 36,24,000	..	36,24,00
28	Vigilance and Special Commissions	Revenue 2,32,000	..	2,32,000
29	Civil Defence and Homeguards	Revenue 48,88,000	..	48,88,000
30	Pooled Transport	Revenue 1,04,000	..	1,04,000
31	Guest Houses, Government Hostels, etc.	Revenue 10,09,000	..	10,09,000
32	Administrative Training	Revenue 2,21,000	..	2,21,000
33	Vital Statistics, etc.	Revenue 5,32,000	..	5,32,000
34	Pensions and other Retirement Benefits	Revenue 1,23,72,000	53,000	1,24,25,000
35	Aid Materials	Revenue 61,28,000	..	61,28,000
36	State Lotteries	Revenue 13,41,000	..	13,41,000
37	Education	Revenue 33,30,25,000	..	33,30,25,000
		Capital 1,20,000	..	1,20,000
38	Art and Culture	Revenue 28,92,000	..	28,92,000
39	State Archives	Revenue 83,000	..	83,000
40	Medical and Public Health	Revenue 14,47,33,000	..	14,47,33,000
		Capital 57,00,000	..	57,00,000
41	Sanitation and Sewerage	Revenue 3,14,000	..	3,14,000
42	Housing Schemes	Revenue 51,66,000	..	51,66,000
		Capital 12,40,000	..	12,40,000
43	Residential Buildings	Revenue 93,26,000	..	93,26,000
		Capital 1,33,56,000	..	1,33,56,000
44	Urban Development	Revenue 49,63,000	..	49,63,000
		Capital 2,40,000	..	2,40,000
45	Information and Publicity	Revenue 20,90,000	..	20,90,000
46	Labour and Employment	Revenue 86,22,000	..	86,22,000
47	Civil Supplies	Revenue 45,99,000	16,000	46,15,000
48	Relief and Rehabilitation	Revenue 46,000	..	46,000
		Capital 2,00,000	..	2,00,000
49	Welfare of Scheduled Castes/Scheduled Tribes and others	Revenue 1,59,89,000	..	1,49,89,000
50	Social Welfare	Revenue 1,00,21,000	..	1,00,21,000
51	Prohibition	Revenue 16,68,000	..	15,68,000
52	Pensions to Freedom Fighters, Rajya Sainik Board, etc.	Revenue 15,69,000	..	15,69,000
53	Natural Calamities	Revenue 2,00,00,000	..	2,00,00,000
54	Social and Community Services	Revenue 83,000	..	83,000
55	Planning Board	Revenue 11,91,000	..	11,91,000
56	Co-operation	Revenue 2,29,88,000	..	2,29,88,000
57	North Eastern Council Schemes	Revenue 1,39,86,000	..	1,39,86,000
		Capital 22,40,000	..	22,40,000
58	Statistics	Revenue 93,65,000	..	93,65,000
59	Weights and measures	Revenue 39,12,000	..	39,12,000
60	Trade Adviser	Revenue 11,88,000	..	11,88,000
61	Agriculture	Revenue 1,96,000	..	1,96,000
		Capital 7,39,14,000	..	7,39,14,000
62	Irrigation	Revenue 1,58,55,000	..	1,58,55,000
		Capital 1,20,000	..	1,20,000
63	Soil and Water Conservation	Revenue 8,43,64,000	..	8,43,64,000
		Capital 4,33,42,000	..	4,33,42,000
64	Animal Husbandry and Veterinary	Revenue 24,29,000	..	24,29,000
65	Dairy Development	Revenue 2,79,44,000	..	2,79,44,000
66	Fisheries	Revenue 47,58,000	..	47,58,000
		Capital 63,93,000	..	63,93,000
67	Forests	Revenue 80,000	..	8,000
68	Community Development	Revenue 5,58,44,000	..	5,58,44,000
		Revenue 3,13,73,000	1,000	3,13,74,000

1	2	3
69 Industries	.. Revenue 10,54,000	.. 10,54,000
70 Sericulture and Weaving	.. Capital 76,40,000	.. 76,40,000
71 Cottage Industries	.. Revenue 1,46,68,000	.. 1,46,68,000
72 Mines and Minerals	.. Capital 3,77,000	.. 3,77,000
73 Flood Control	.. Revenue 89,07,000	.. 89,07,000
74 Roads and Bridges	.. Capital 36,04,000	.. 36,04,000
75 Tourism	.. Revenue 28,59,000	.. 28,59,000
76 Payment of Compensation and Assignment to Local Bodies and Panchayati Raj Institution	.. Capital 8,00,00,000	.. 8,00,00,000
77 Assam Capital Construction	.. Revenue 1,99,28,000	.. 1,99,28,000
78 Internal Debt	.. Capital 3,45,60,000	.. 3,45,60,000
79 Repayment of Central Loan	.. Capital 8,33,74,000	.. 8,33,74,000
80 Loans and Advances to Government Servants	.. Revenue 5,40,86,000	.. 5,40,86,000
81 Inter-State Settlement	.. Capital 10,99,000	.. 10,99,000
82 Food for Work Programme	.. Revenue 1,54,00,000	.. 1,54,00,000
	13,00,000	.. 13,00,000
	.. 2,24,21,000	.. 2,24,21,000
	.. 2,02,36,000	.. 2,02,36,000
	1,92,16,000	.. 1,92,16,000
	40,000	.. 40,000
	80,000	.. 80,000
Total Expenditure from the consolidated Fund	..	1,59,97,72,000 9,56,54,000 1,69,54,26,000

Assented to on 27-3-80
THE ASSAM APPROPRIATION ACT, 1980
(Act No. 16 of 1980)

AN

ACT

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of the State of Assam for the services of the financial year 1979-80.

Be it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:—

1. **Short title.**—This Act may be called the Assam Appropriation Act, 1980.

2. **Issue of Rs. 37,86,86,000 out of the Consolidated Fund of the State of Assam for the financial year 1979-80.**—From and out of the Consolidated Fund of the State of Assam there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of thirty-seven crores, eighty-six lakhs and eighty-six thousand rupees towards defraying the several charges which will come in course of payment during the financial year 1979-80, in respect of the services specified in column 2 of the Schedule.

3. **Appropriation.**—The sums authorised to be paid and applied from and out of the Consolidated Fund of the State of Assam by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

THE SCHEDULE

(See sections 2 and 3)

No. of Vote	Services and purposes (Major Heads)	Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
4	214—Administration of Justice	.. Revenue 9,10,000	..	Rs. 9,10,000
11	235—Collection of other Taxes on Property and Capital Transaction	.. Revenue 9,00,000	92,000	Rs. 9,92,000
240—Sales Tax				
245—Other Taxes and Duties and Commodities and Services (I)				
14	247—Other Fiscal Services—Promotion of Small Savings	.. Revenue 80,000	.. 5,54,63,000	Rs. 80,000 5,54,63,000
249—Interest Payment	.. Revenue ..		..	11,23,000
17	253—District Administration	.. Revenue 11,23,000	..	Rs. 11,23,000
18	254—Treasury and Accounts Administration	.. Revenue 3,71,000	..	Rs. 3,71,000
19	255—Police	.. Revenue 5,08,01,000	..	Rs. 5,08,01,000
22	258—Stationery and Printing	.. Revenue 12,35,000	..	Rs. 12,35,000
23	259—Public Works (I)			
	277—Education (III) P.W.D.			
	280—Medical (II) P.W.D.			
	282—Public Health, Sanitation and Water Supply—A—Public Health and Sanitation (II) P.W.D.	.. Revenue 32,97,000	4,000	Rs. 33,01,000
	459—Capital outlay on Public Works			
	477—Capital Outlay on Education, Art and Culture			

1	2	3	Rs.	Rs.
480	Capital Outlay on Medical			
481	Capital Outlay on Family Welfare			
482	Capital Outlay on Public Health, Sanitation and Water Supply			
488	Capital Outlay on Social Security and Welfare - E Other Social Security and Welfare Programme			
495	Capital Outlay on Other Social and Community Services	Capital	44,05,000	.. 44,05,000
510	Capital Outlay on Animal Husbandry			
514	Capital Outlay on Community Development			
538	Capital Outlay on Road and Water Transport Services (I)			
544	Capital Outlay on Other Transport and Communication Services			
24	260 - Fire Protection and Control	Revenue	9,99,000	.. 9,99,000
28	265 - Other Administrative Services - V - Guest Houses	Revenue	1,86,000	27,000 2,13,000
30	265 Other Administrative Services - VII - Other Expenditure	Revenue	40,000	.. 40,000
32	267 - Aid Materials and Equipments	Revenue	1,37,62,000	.. 1,37,62,000
33	265 - Other Administrative Services (VIII) - State Lotteries	Revenue	9,69,000	.. 9,69,000
268	Miscellaneous General Services (I)	Revenue		
288	Social Security and Welfare - E Other Social Security and Welfare Programme (VII)			
34	268 - Miscellaneous General Services (II) Education Department	Revenue	5,62,05,000	.. 5,62,05,000
277	Education - I			
477	Capital Outlay on Education, Art and Culture	Capital	8,00,000	.. 8,00,000
35	677 - Loans for Education, Art and Culture			
278	278 - Art and Culture (I) Education Department	Revenue	4,98,000	.. 4,98,000
37	280 - Medical (I) Health Department			
281	Family Welfare			
282	Public Health, Sanitation and Water Supply (I) - A - Public Health and Sanitation			
282	Public Health, Sanitation and Water Supply - B - Sewerage and Water Supply (I) - Health Department	Revenue	1,67,41,000	.. 1,67,41,000
277	Education - F Technical Education-II - Health and Family Welfare Department			
682	Loans for Public Health, Sanitation and Water Supply (I) - Health and Family Welfare Department	Capital	..	..
39	283 - Housing (I) - A - General	Revenue	1,50,000	.. 1,50,000
683	Loans for Housing	Capital	40,00,000	.. 40,00,000
40	283 - Housing - C - Government Residential Building (III) P.W.D.	Revenue	..	..
483	Capital Outlay on Housing - A - Government Residential Buildings (I) P.W.D.	Capital	4,50,000	21,000 4,71,000
498	Capital Outlay on Co-operation (II) P.W.D.			
46.	287 - Labour and Employment (I)	Revenue	5,01,000	.. 5,01,000
49	288 - Social Security and Welfare - C - Welfare of Scheduled Castes/Scheduled Tribes and other Backward Classes (III)	Revenue	39,57,000	.. 39,57,000
50	288 - Social Security and Welfare - D - Social Welfare (P&D/T.A. & W.B.C.) (IV)	Revenue	42,69,000	36,000 43,05,000
52	288 - Social Security and Welfare - E - Other Social Security Programme (VI)	Revenue	26,28,000	.. 26,28,000
688	Loans for Social Security and Welfare - E - Other Social Security Programme (VI)	Capital	1,38,28,000	.. 1,38,28,000
53	289 - Relief on Account of Natural Calamities	Revenue	1,50,00,000	.. 1,50,00,000
695	Loans for other Social and Community Services	Capital	..	
56	298 - Co-operation	Revenue	6,98,000	.. 6,98,000
498	Capital Outlay on Co-operation (I) Co-operation Department	Capital	30,000	.. 30,000
57	698 - Loans to Co-operative Societies			
299	Special and Backward Areas - C - North-Eastern Areas	Revenue	80,000	.. 80,000

1	2	3	Rs.	Rs.	Rs.
58	499 - Capital Outlay on Special and Backward Areas-C-North-Eastern Areas	Capital	..	..	..
	699 - Loans for Special and Backward Areas-C-North-Eastern Areas				
59	304 - Other General Economic Services (II) Weights and Measures	Revenue	1,55,000	..	1,55,000
60	304 - Other General Economic Services (IV) Other expenditure	Revenue	45,000	..	45,000
61	305 Agriculture	Revenue	18,000	18,000	..
	308 -Area Development (I) Agriculture Department	Capital	..	..	..
	505 -Capital Outlay on Agriculture				
	705 -Loans for Agriculture				
62	306 - Minor Irrigation	Revenue	..	..	..
	308 - Area Development (II) Irrigation Department				
	333 - Irrigation, Navigation, Drainage and Flood Control Projects - B - Irrigation Projects (Non-Commercial)				
	506 -Capital Outlay on Minor Irrigation, Soil Conservation and Area Development (I) Irrigation Department	Capital	—	1,35,000	1,35,000
	533 -Capital Outlay on Irrigation, Navigation, Drainage and Flood Control Projects-B-Irrigation Projects (Non-Commercial)				
63	307 -Soil Conservation	Revenue	40,50,000	..	40,50,000
	506 Capital Outlay on Minor Irrigation, Soil Conservation and Area Development (II) Forest Department	Capital	..	..	..
64	310 -Animal Husbandry	Revenue	50,16,000	..	50,16,000
	710 -Loans for Animal Husbandry	Capital	..	..	..
67	313 -Forests	Revenue	39,90,000	..	39,90,000
68	314 -Community Development	Revenue	18,00,000	..	18,00,000
69	320 -Industries - A - General	Revenue	75,00,000	..	75,00,000
	520 -Capital Outlay on Industrial Research and Development	Capital	..	..	..
	523 - Capital Outlay on Petroleum, Chemical and Fertilizer Industries				
	526 -Capital Outlay on Consumer Industries				
	530 -Investment in Industrial Financial Institutions				
	720 -Loans for Industrial Research and Development	Capital	..	..	..
	722 -Loans for Machinery Engineering Industries				
	723 -Loans for Petroleum, Chemical and Fertilizer Industries				
	725 -Loans for Telecommunications and Electronic Industries				
	726 -Loans for Consumer Industries				
70	321 -Village and Small Industries (I) -Sericulture and Weaving	Revenue	15,43,000	..	15,43,000
	521 -Capital Outlay on Village and Small Industries(I) - Sericulture and Weaving Department	Capital	..	..	..
	721 -Loans for Village and Small Industries (I) Sericulture and Weaving Department				
71	321 -Village and Small Industries (II) - Cotage Industries	Revenue	35,00,000	42,000	35,42,000
	521 -Capital Outlay on Village and Small Industries (II) Industries Department	Capital	..	..	..
	721 -Loans for Village and Small Industries (II) Industries Department				
72	328 -Mines and Minerals - B - Regulation and Development of Mines	Revenue	..	..	..
	528 -Capital Outlay on Mining and Metallurgical Industries	Capital	8,34,10,000	..	8,34,10,000
	734 -Loans for Power Projects				
73	333 -Irrigation, Navigation, Drainage and Flood Control Project-G - Flood Control and Anti-Sea Erosion Projects	Revenue	45,00,000	33,000	45,33,000
	533 -Capital Outlay on Irrigation, Navigation, Drainage and Flood Control Project- G Flood Control and Anti-Sea Erosion Project	Capital	45,00,000	3,01,000	48,01,000
		Revenue	35,00,000	..	35,00,000
		Capital	92,000	..	92,000
74	337 - Roads and Bridges				
	537 -Capital Outlay on Roads and Bridges..				
75	339 -Tourism				
	TOTAL -EXPENDITURE FROM THE CONSOLIDATED FUND	..	32,25,14,000	5,61,72,000	37,86,86,000

Assented to on 27-3-1980.

THE MADHYA PRADESH APPROPRIATION
(VOTE ON ACCOUNT) ACT, 1980

(ACT NO. 17 OF 1980)

AN

ACT

to provide for the withdrawal of certain sums from and out of the Consolidated Fund of the State of Madhya Pradesh for the services of a part of the financial year 1980-81.

Be it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:-

1. *Short title.*—This Act may be called the Madhya Pradesh Appropriation (Vote on Account) Act, 1980.

THE SCHEDULE
(See sections 2 and 3)

No. of Vote/ Appropria- tion	Services and purposes		Sums not exceeding		
			Voted by Parliament	Charged on the Consolidated Fund	Total
1	2	3	Rs.	Rs.	Rs.
1	General Administration	.. Revenue	1,47,59,000	10,81,000	1,58,40,000
2	Other expenditure pertaining to General Administration Department	.. Revenue	12,56,000	5,000	12,61,000
3	Police	.. Revenue	20,07,38,000	43,000	20,07,81,000
		Capital	1,88,000	..	1,88,000
4	Other expenditure pertaining to Home Department	.. Revenue	93,49,000	2,000	93,51,000
		Capital	1,16,85,000	..	1,16,85,000
5	Jails	.. Revenue	1,57,56,000	..	1,57,56,000
6	Expenditure pertaining to Finance Department	.. Revenue	5,78,72,000	1,58,000	5,80,30,000
		Capital	3,82,40,000	..	3,82,40,000
	*Interest Payments and Servicing of Debt	.. Revenue	..	24,76,42,000	24,76,42,000
	*Public Debt	.. Capital	..	49,87,50,000	49,87,50,000
7	Expenditure pertaining to Separate Revenue and Registration Departments	.. Revenue	3,53,10,000	1,70,000	3,54,80,000
		Capital	33,000	..	33,000
8	Land Revenue and District Administration	.. Revenue	9,15,76,000	1,04,000	9,16,80,000
		Capital	70,83,000	..	70,83,000
9	Other expenditure pertaining to Revenue and Land Reforms Departments	.. Revenue	1,99,36,000	5,000	1,99,41,000
10	Forest	.. Revenue	28,05,66,000	1,01,000	28,06,67,000
		Capital	44,45,000	..	44,45,000
11	Expenditure pertaining to Commerce and Industry Department	.. Revenue	2,58,24,000	4,000	2,58,28,000
		Capital	1,58,02,000	3,33,000	1,61,35,000
12	Electricity	.. Revenue	9,44,61,000	..	9,44,61,000
		Capital	40,97,66,000	..	40,97,66,000
13	Agriculture	.. Revenue	11,24,40,000	1,000	11,24,41,000
		Capital	5,85,53,000	1,000	5,85,54,000
14	Animal Husbandry	.. Revenue	3,88,79,000	3,000	3,88,82,000
15	Dairy Development	.. Revenue	2,27,57,000	..	2,27,57,000
16	Fisheries	.. Revenue	43,46,000	3,000	43,49,000
		Capital	5,40,000	..	5,40,000
17	Co-operation	.. Revenue	1,84,16,000	1,000	1,84,17,000
		Capital	2,68,00,000	..	2,68,00,000
18	Labour and Employment	.. Revenue	1,90,39,000	1,000	1,90,40,000
19	Medical, Public Health and Family Welfare	.. Revenue	21,68,54,000	16,000	21,68,70,000
		Capital	33,000	..	33,000
20	Public Health Engineering	.. Revenue	14,51,86,000	8,000	14,51,94,000
		Capital	1,02,47,000	..	1,02,47,000
21	Expenditure pertaining to Housing and Environment Department	.. Revenue	59,47,000	..	59,47,000
		Capital	1,18,67,000	33,000	1,19,00,000
22	Expenditure pertaining to Local Government Department	.. Revenue	1,12,20,000	11,64,05,000	12,76,25,000
		Capital	5,00,000	..	5,00,000
23	Irrigation Works	.. Revenue	15,66,75,000	10,000	15,66,85,000
		Capital	42,52,13,000	16,000	42,52,29,000
24	Public Works	.. Revenue	28,77,91,000	1,33,000	28,79,24,000
		Capital	6,85,72,000	1,00,000	6,86,72,000

*Charged Appropriation.

1	2	3	Rs.	Rs.	Rs.
25	Expenditure pertaining to Mineral Resources Department	Revenue	34,65,000	..	34,65,000
26	Languages	Revenue	5,20,000	..	5,20,000
27.	Education	Revenue	52,15,92,000	50,000	52,16,42,000
28	State Legislature and Elections	Capital	13,16,000	..	13,16,000
29	Administration of Justice	Revenue	1,55,17,000	21,000	1,55,38,000
30	Expenditure pertaining to Panchayat and Rural Development Department	Revenue	1,74,63,000	25,24,000	1,99,87,000
31	Expenditure pertaining to Planning, Economics and Statistics Departments	Revenue	16,89,74,000	16,69,000	17,06,43,000
		Capital	66,000	..	66,000
32	Information and Publicity	Revenue	17,72,000	..	71,72,000
		Capital	18,08,000	..	18,08,000
33	Tribal and Harijan Welfare	Revenue	50,72,000	..	50,72,000
		Capital	4,000	..	4,000
34	Social Welfare	Revenue	12,83,82,000	1,000	12,83,83,000
35	Rehabilitation	Capital	41,83,000	..	41,83,000
36	Civil Supplies	Revenue	3,14,07,000	..	3,14,07,000
37	Tourism	Revenue	43,95,000	..	43,95,000
		Capital	10,69,000	..	10,69,000
38	Archaeology	Revenue	6,47,000	..	6,47,000
39	Expenditure pertaining to Food Department	Revenue	7,49,000	..	7,49,000
		Capital	16,95,000	..	16,95,000
40	Irrigation Command Areas Development	Revenue	17,21,000	..	17,21,000
		Capital	34,92,000	3,000	34,95,000
		Revenue	7,00,000	..	17,00,000
41	Tribal Areas Sub-Plan	Capital	2,20,95,000	..	2,20,95,000
		Revenue	3,15,77,000	..	3,15,77,000
42	Public Works relating to Tribal Areas Sub-Plan	Revenue	20,84,31,000	..	20,84,31,000
		Capital	11,63,56,000	..	11,63,56,000
43	Additional expenditure in scarcity affected areas	Revenue	6,26,000	..	6,26,000
		Capital	3,14,80,000	..	3,14,80,000
		Revenue	13,20,00,000	..	13,20,00,000
		Capital	9,05,00,000	..	9,05,00,000
	TOTAL	..	453,09,94,000	86,93,97,000	540,03,91,000

Assented to on 27th March, 1980.

THE MADHYA PRADESH APPROPRIATION ACT, 1980

(ACT NO. 18 OF 1980)

AN
ACT

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of the State of Madhya Pradesh for the services of the financial year 1979-80.

Be it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:-

1. **Short title.**—This Act may be called the Madhya Pradesh Appropriation Act, 1980.

2. **Issue of Rs. 57,00,02,000 out of the Consolidated Fund of the State of Madhya Pradesh for the financial year 1979-80.**—From and out of the Consolidated Fund of the State of Madhya Pradesh there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of fifty-seven crores and two thousand rupees towards defraying the several charges which will come in course of payment during the financial year 1979-80, in respect of the services specified in column 2 of the Schedule.

3. **Appropriation.**—The sums authorised to be paid and applied from and out of the Consolidated Fund of the State of Madhya Pradesh by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

THE SCHEDULE
(See sections 2 and 3)

1 No. of Vote	Services and purposes	Sums not exceeding			
		Voted by Parliament	Charged on the Consolidated Fund	Total	
1	General Administration	Revenue	17,49,000	3,81,000	21,30,000
2	Other Expenditure pertaining to General Administration Department	Revenue	5,63,000	..	5,63,000
3	Police	Revenue	2,92,77,000	46,000	2,93,23,000
4	Other Expenditure pertaining to Home Department	Revenue	2,20,60,000	11,000	2,20,71,000
		Capital	35,00,000	..	35,00,000
6	Expenditure pertaining to Finance Department	Revenue	68,27,000	..	68,27,000
7	Expenditure pertaining to Separate Revenue and Registration Departments	Revenue	21,000	..	21,000
8	Land Revenue and District Administration	Revenue	41,53,000	55,000	42,08,000
		Capital	44,40,000	..	44,40,000

1	2	3
9	Other Expenditure pertaining to Revenue and Land Reforms Departments ..	Rs. Rs.
10	Forest ..	Revenue 13,18,000 .. 13,18,000
		Revenue 8,30,19,000 .. 8,30,19,000
		Capital 38,84,000 .. 38,84,000
11	Expenditure pertaining to Commerce and Industry Department ..	Revenue 7,86,000 .. 7,86,000
		Capital 88,50,000 .. 88,50,000
13	Agriculture ..	Revenue 71,000 .. 71,000
		Capital 4,17,00,000 .. 4,17,00,000
16	Fisheries ..	Revenue 10,000 .. 10,000
17	Co-operation ..	Revenue 7,20,000 .. 7,20,000
		Capital 59,50,000 .. 59,50,000
18	Labour and Employment ..	Revenue 3,85,000 .. 3,85,000
19	Medical, Public Health and Family Welfare ..	Revenue 25,44,000 .. 25,58,000
20	Public Health Engineering ..	Revenue 3,63,85,000 .. 3,63,85,000
21	Expenditure pertaining to Housing and Environment Department ..	Capital 1,000 .. 1,000
22	Expenditure pertaining to Local Government Department ..	Revenue 11,78,000 .. 11,78,000
		Capital 12,00,000 .. 12,00,000
23	Irrigation Works ..	Revenue 52,000 .. 2,84,000
		Capital 11,000 .. 7,10,000
24	Public Works ..	Revenue 21,000 .. 21,000
		Capital .. 6,59,000
27	Education ..	Revenue 2,000 .. 1,00,000
		Capital 3,00,000 .. 3,00,000
28	State Legislature and Elections ..	Revenue 65,68,000 .. 38,000
29	Administration of Justice ..	Revenue 21,10,000 .. 1,90,000
30	Expenditure pertaining to Panchayat and Rural Development Department ..	Revenue 3,06,98,000 .. 12,12,000
		Capital 54,84,000 ..
32	Information and Publicity ..	Revenue 5,00,000 .. 5,00,000
33	Tribal and Harijan Welfare ..	Revenue 3,000 .. 3,000
		Capital 42,00,000 .. 42,00,000
34	Social Welfare ..	Revenue 4,000 .. 4,000
		Capital 15,30,000 .. 15,30,000
35	Rehabilitation ..	Capital 30,90,000 .. 30,90,000
40	Irrigation Command Areas Development ..	Revenue 1,000 .. 1,000
41	Tribal Areas Sub-Plan ..	Revenue 4,35,000 .. 4,35,000
43	Additional Expenditure in Scarcity Affected Areas ..	Revenue 25,07,02,000 .. 25,07,02,000
	Total ..	56,62,92,000 .. 37,10,000
		57,00,02,000

Assented to on 27th March, 1980.

THE ORISSA APPROPRIATION (VOTE ON ACCOUNT) ACT, 1980
(ACT NO. 19 OF 1980)

AN
ACT

to provide for the withdrawal of certain sums from and out of the Consolidated Fund of the State of Orissa for the services of a part of the financial year 1980-81.

Be it enacted by Parliament in the Thirty-first Year of the Republic of India as follows :—

1. *Short title.* This Act may be called the Orissa Appropriation (Vote on Account) Act, 1980.

2. *Withdrawal of Rs. 286,53,99,000 from and out of the Consolidated Fund of the State of Orissa for the financial year 1980-81.* From and out of the Consolidated Fund of the State of Orissa there may be withdrawn sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of two hundred and eighty-six crores, fifty-three lakhs and ninety-nine thousand rupees towards defraying the several charges which will come in course of payment during the financial year 1980-81.

3. *Appropriation.*—The sums authorised to be withdrawn from and out of the Consolidated Fund of the State of Orissa by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

THE SCHEDULE
(See sections 2 and 3)

1	2	3		
		Voted by Parliament	Charged on the Consolidated Fund	Total
No. of Vote/ Appropria- tion	Services and purposes	Rs.	Rs.	Rs.
1	Home Department ..	Revenue 13,16,00,000	12,64,000	13,28,64,000
		Capital 20,83,000 ..	..	20,83,000
2	Political and Services Department ..	Revenue 66,06,000	7,06,000	73,12,000
		Capital 1,03,000 ..	..	1,03,000
3	Revenue Department ..	Revenue 9,57,51,000	2,90,66,000	12,48,17,000
		Capital 16,33,000 ..	..	16,33,000
3-A	Excise Department ..	Revenue 37,63,000	..	37,63,000
		Capital 33,000 ..	..	33,000
4	Law Department ..	Revenue 65,25,000	..	65,25,000

1	2	3	Rs.	Rs.	Rs.
5	Finance Department	Capital	1,10,000	..	1,10,000
		Revenue	4,14,99,000	43,000	4,15,42,000
6	Commerce Department	Capital	1,16,92,000	..	1,16,92,000
		Revenue	1,31,04,000	..	1,31,04,000
7	Works Department	Capital	36,90,000	..	36,90,000
		Revenue	12,26,98,000	3,95,000	12,30,93,000
8	Orissa Legislative Assembly Secretariat	Capital	6,22,39,000	1,33,000	6,23,72,000
		Revenue	19,81,000	38,000	20,19,000
9	Food and Civil Supplies Department	Capital	5,000	..	5,000
		Revenue	67,56,000	..	67,56,000
		Capital	7,18,02,000	2,33,000	7,20,35,000
10	Education and Youth Services Department	Revenue	33,35,20,000	1,67,000	33,36,87,000
		Capital	26,67,000	..	26,67,000
11	Tribal and Rural Welfare Department	Revenue	5,13,03,000	..	5,13,03,000
		Capital	31,01,000	..	31,01,000
12	Health and Family Welfare Department	Revenue	13,72,92,000	67,000	13,73,59,000
		Capital	1,77,000	..	1,77,000
13	Urban Development Department	Revenue	5,72,28,000	1,00,000	5,73,28,000
		Capital	1,12,90,000	67,000	1,13,57,000
14	Labour, Employment and Housing Department	Revenue	78,35,000	..	78,35,000
		Capital	26,38,000	..	26,38,000
15	Department of Tourism and Cultural Affairs	Revenue	44,97,000	..	44,97,000
		Capital	1,03,000	..	1,03,000
16	Planning and Co-ordination Department	Revenue	72,06,000	..	72,06,000
		Capital	16,25,000	..	16,25,000
17	Rural Development Department	Revenue	4,46,83,000	67,000	4,47,50,000
		Capital	3,66,66,000	8,33,000	3,74,99,000
18	Community Development and Social Welfare Department	Revenue	12,75,64,000	5,000	12,75,69,000
		Capital	3,60,000	..	3,60,000
18-A	Community Development and Social Welfare (Gram Panchayat) Department	Revenue	56,57,000	..	56,57,000
		Capital	1,10,000	..	1,10,000
19	Industries Department	Revenue	3,18,67,000	1,67,000	3,20,34,000
		Capital	1,40,48,000	..	1,40,48,000
20	Irrigation and Power Department	Revenue	8,29,99,000	67,000	8,30,66,000
		Capital	37,28,26,000	3,33,000	37,31,59,000
21	Transport Department	Revenue	33,29,000	..	33,29,000
		Capital	32,000	..	32,000
22	Forest, Fisheries and Animal Husbandry Department	Revenue	8,19,83,000	1,67,000	8,21,50,000
		Capital	6,23,52,000	..	6,23,52,000
23	Agriculture and Co-operation Department	Revenue	13,97,78,000	67,000	13,98,45,000
		Capital	4,26,34,000	..	4,26,34,000
24	Mining and Geology Department	Revenue	57,34,000	..	57,34,000
		Capital	45,000	..	45,000
25	Information and Public Relations Department	Revenue	29,63,000	..	29,63,000
		Capital	38,000	..	38,000
	Appropriation for Reduction or Avoidance of Debt	Revenue	..	2,41,000	2,41,000
	Interest Payments	Revenue	..	18,49,00,000	18,49,00,000
	Internal Debt of State Government	Capital	..	29,09,83,000	29,09,83,000
	Loans and Advances from the Central Government	Capital	..	9,54,67,000	9,54,67,000
	TOTAL	REVENUE	155,57,21,000	21,75,27,000	177,32,48,000
		CAPITAL	70,41,02,000	38,80,49,000	109,21,51,000
	GRAND TOTAL (REVENUE+CAPITAL)		225,98,23,000	60,55,76,000	286,53,99,000

Assented to on 27th March, 1980-

THE ORISSA APPROPRIATION ACT, 1980

(ACT No. 20 OF 1980)

AN
ACT

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of the State of Orissa for the services of the financial year 1979-80.

Be it enacted by Parliament in the Thirty-first Year of the Republic of India as follows:-

1. *Short title.* This Act may be called the Orissa Appropriation Act, 1980.2. *Issue of Rs. 71,37,49,000 out of the Consolidated Fund of the State of Orissa for the financial year 1979-80.* From and out of the Consolidated Fund of the State of Orissa there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting

in the aggregate to the sum of seventy-one crores, thirty-seven lakhs and forty-nine thousand rupees towards defraying the several charges which will come in course of payment during the financial year 1979-80 in respect of the services specified in column 2 of the Schedule.

3. *Appropriation.*—The sums authorised to be paid and applied from and out of the Consolidated Fund of the State of Orissa by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

THE SCHEDULE

(See sections 2 and 3)

No. of Vote/ App- ropria- tion	Services and purposes	Voted by Parliament	3	
			Charged on the Consolidated Fund	Sums not exceeding
1	2	Rs.	Rs.	Rs.
1	Home Department	Revenue	34,11,000	2,47,000
		Capital	34,37,000	..
2	Political and Services Department	Revenue	5,15,000	98,000
3	Revenue Department	Revenue	6,10,83,000	..
		Capital	2,00,000	2,00,000
3-A	Excise Department	Revenue	9,75,000	..
4	Law Department	Revenue	6,13,000	..
5	Finance Department	Revenue	2,000	2,000
		Capital	37,76,000	..
6	Commerce Department	Revenue	20,46,000	..
		Capital	19,50,000	2,000
7	Works Department	Revenue	35,07,000	64,000
		Capital	2,50,66,000	43,000
9	Food and Civil Supplies Department	Capital	..	1,000
10	Education and Youth Services Department	Revenue	10,23,000	..
11	Tribal and Rural Welfare Department	Revenue	1,52,42,000	..
		Capital	1,26,76,000	..
12	Health and Family Welfare Department	Revenue	3,90,07,000	1,000
13	Urban Development Department	Revenue	3,29,71,000	20,000
		Capital	1,15,87,000	..
14	Labour, Employment and Housing Department	Revenue	1,34,000	..
		Capital	1,000	1,000
15	Tourism and Cultural Affairs Department	Revenue	70,000	..
		Capital	20,75,000	..
16	Planning and Co-ordination Department	Revenue	1,000	..
17	Rural Development Department	Revenue	64,77,000	..
		Capital	1,30,00,000	..
18	Community Development and Social Welfare Department	Revenue	5,18,09,000	..
18-A	Community Development and Social Welfare (Gram Panchayat) Department	Revenue	3,22,000	..
19	Industries Department	Revenue	95,59,000	..
		Capital	1,62,36,000	13,000
20	Irrigation and Power Department	Revenue	8,77,61,000	..
		Capital	9,31,75,000	1,87,000
21	Transport Department	Revenue	5,05,000	..
		Capital	75,00,000	..
22	Forest, Fisheries and Animal Husbandry Department	Revenue	2,43,73,000	..
		Capital	10,74,000	10,74,000
23	Agriculture and Co-operation Department	Revenue	9,06,81,000	1,000
		Capital	2,47,34,000	..
24	Mining and Geology Department	Revenue	1,000	..
25	Information and Public Relations Department	Revenue	19,13,000	..
		Capital	15,000	15,000
Appropriation for Reduction or Avoidance of Debt		Revenue	..	7,24,000
Interest Payments		Revenue	..	3,81,78,000
Loans and Advances from the Central Government		Capital	..	2,36,67,000
				2,36,67,000
		TOTAL	65,05,03,000	6,32,46,000
				71,37,49,000

लाइ 7—भारतीय निराचन आयोग (Election Commission of India) की वैशानिक अधिसूचनाएं तथा अल्प निराचन सम्बन्धी अधिसूचनाएं

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PART V

In the Court of M. R. Chauhan, J.M.I.C., Ghumarwin,
District Bilaspur (H.P.)

APPLICATION UNDER SECTION 125 Cr. P.C.

Ramku w/o KhaZana, caste Rajput, Village Marhana,
Pargana Ajmerpur, Tehsil Ghumarwin, District Bilaspur.
Himachal Pradesh

Applicant

Versus

Munshi s/o KhaZana, caste Rajput, Village Marhana,
Pargana Ajmerpur, Tehsil Ghumarwin, District Bilaspur.
Himachal Pradesh

Respondent

Application u/s 125 Cr. P.C.

Proclamation u/s 127 Cr. P.C.

To

Munshi s/o KhaZana, caste Rajput, Village Marhana,
Pargana Ajmerpur, Tehsil Ghumarwin, District Bilaspur.
Himachal Pradesh (Respondent).

Whereas in the above noted case it has been proved to the satisfaction of this court that the above noted respondent is evading the service of the summons and cannot be served in the normal course of the service.

Hence this proclamation is hereby issued against him to appear in this court on 31-1-81 at 10 A.M. personally or through an authorised agent or pleader to defend the case failing which an *ex parte* proceeding will be taken against him.

Given under my hand and seal of this court to-day the 8th January, 1980.

Seal.

M. R. CHAUHAN,
Judicial Magistrate 1st Class,
Ghumarwin.

In the Court of Shri M. R. Chauhan, Subordinate Judge 1st Class, Ghumarwin, Himachal Pradesh

Balwant Singh s/o Shri Sihnoo Ram, r/o village Patta Ranautta, Pargana Ajmerpur, Tehsil Ghumarwin, District Bilaspur. Himachal Pradesh

Plaintiff

Versus

1. Smt. Sandhya Devi w/o Amar Singh, r/o village Patta-Ranautta.
2. Smt. Roshni Devi w/o Tulsi Ram, Pargana Ajmerpur, r/o village Hambot, Tehsil Ghumarwin, District Bilaspur, Himachal Pradesh
3. Shri Santokh Singh s/o Shri Munshi Ram, r/o village Patta-Ranautta, Pargana Ajmerpur, Tehsil Ghumarwin, District Bilaspur, Himachal Pradesh.
4. Shri Rai Singh s/o Sihnoo Ram, r/o village Patta Ranautta, Pargana Ajmerpur, Tehsil Ghumarwin, District Bilaspur, Himachal Pradesh

Proforma Defendants.

To

Shri Rai Singh s/o Shri Sihnoo Ram, r/o village Patta-Ranautta, Pargana Ajmerpur, Tehsil Ghumarwin, District Bilaspur (Defendant).

Whereas in the above noted case, it has been proved to the satisfaction of this court that the above noted defendant is evading the service of the summons and cannot be served in the normal course of the service.

Hence this proclamation is hereby issued against him to appear in this court on 31-1-81 at 10 A.M. personally or through an authorised agent or pleader to defend the case failing which an *ex parte* proceeding will be taken against him.

Given under my hand and the seal of this court today the 8th January, 1981.

Seal.

M. R. CHAUHAN,
Sub-Judge 1st Class,
Ghumarwin, District Bilaspur.

In the Court of Shri M. R. Chauhan, Subordinate Judge 1st Class, Ghumarwin, Himachal Pradesh

1. Ajudhyā d/o Shayama, caste Brahman, village Ghodhi at present r/o Fudhauf, w/o Sunder Pargana Saruian, Tehsil Ghumarwin, District Bilaspur, Himachal Pradesh.
2. Devi Ram s/o Mathru, caste Brahman, r/o Ghodhi at present resident of village Rihada, Pargana Hatli, Tehsil Sarkaghat, District Mandi, Himachal Pradesh.
3. Shri Mast Ram —do— Plaintiffs.

Versus

1. KhaZana Ram ss/o Shayama caste Brahman.
2. Labhu Ram r/o village Godhi, Pargana Hatli.
3. Lobhi Ram Tehsil Sarkaghat, District Mandi.
4. Sarda Ram Himachal Pradesh.

Defendants.

To

Shri Sarda Ram s/o Shayama, caste Brahman, r/o village Godhi, Pargana Hatli, Tehsil Sarkaghat, District Mandi, Himachal Pradesh (Defendant).

Whereas in the above noted case, it has been proved to the satisfaction of this court that the above noted defendant is evading the service of the summons and cannot be served in the normal course of the service.

Hence this proclamation is hereby issued against him to appear in this court on 31-1-81 at 10 A.M. personally or through an authorised agent or pleader to defend the case failing which an *ex parte* proceeding will be taken against him.

Given under my hand and seal of this court today the 8th January, 1981.

Seal.

M. R. CHAUHAN,
Sub-Judge 1st Class,
Ghumarwin, District Bilaspur (H.P.).

In the Court of Shri M. R. Chauhan, Subordinate Judge,
1st Class, Ghumarwin, District Bilaspur, Himachal Pradesh

Amrit Lal s/o Shri Ram, r/o village Sunhani, Pargna
Sunhani, Tehsil Ghumarwin, District Bilaspur,
Himachal Pradesh Plaintiff.

Versus

1. Paran Chand s/o Shri Chandu Ram, r/o village Sunhani, Pargna Sunhani, Tehsil Ghumarwin, District Bilaspur, Himachal Pradesh.
2. Mani Lal s/o Shri Attaru, 3. Krishan alias Gopal Krishan s/o Shri Hem Raj, r/o Kanak Mandi, Hoshiarpur, Punjab.
4. Shri Shri Ram s/o Shri Shayama, 5. Krishan Ram s/o Shri Nant Ram, r/o village and Pargna Sunhani, Tehsil Ghumarwin, District Bilaspur, Himachal Pradesh Defendants.

Shri Krishan alias Gopal Krishan s/o Hem Raj, r/o Kanak Mandi, Hoshiarpur (Punjab). Hoshiarpur Defendant.

Whereas in the above noted case, it has been proved to the satisfaction of this court that the above noted defendant is evading the service of the summons, and can not be served in the normal course of the service.

Hence this proclamation is hereby issued against him to appear in this court on 2-3-81 at 10 A.M. personally or through an authorised agent or pleader to defend the case failing which an *ex parte* proceedings will be taken against him.

Given under my hand and seal of this court to-day, the 9th January, 1981.

Seal. M. R. CHAUHAN,
Sub-Judge 1st Class, Ghumarwin,
District Bilaspur.

ब्रादलत न० ० मी०, प्रथम श्रणी धमार्वी, जिला विनामपुर, हिमाचल प्रदेश

केवल दून मुक्त श्री तुलसी राम, मा० कमीहल, प्र० नियून, नहसीन धमार्वी, जिला विनामपुर, हिमाचल प्रदेश।

वनाम

1. भगवान दाम, 2. तुलसी राम, 3. गंगा राम, 4. नद लाल, 5. नेंक गम, 6. गम दिता उपनाम गम लाल, पिमगन लच्छमन, गाव कमीहल, परगना नियून, नहसीन धमार्वी, जिला विनामपुर, हिमाचल प्रदेश।

7. गहां जोंगा श्री बर्डू गम, गाव गलामी, परगना नियून, नहसीन धमार्वी।

8. अनन्त गम, 9. अवण राम, 10. अमृधारा देवी, 11. कमला देवी, पुत्र पुत्रियां मुर्ली, माकन छज्यार, परगना नियून, नहसीन धमार्वी, जिला विनामपुर, हिमाचल प्रदेश।

12. दयाल गम, 13. बुद्धि गम, 14. हिमत गम, 15. जमन गम, पिमगन तुलसी, गाव कमीहल, परगना नियून, नहसीन धमार्वी, जिला विनामपुर, हिमाचल प्रदेश।

16. भगत गम पुत्र परम गम, 17. पोहनो, 18. डीन, 19. रतन पुत्रान अर्जेण, गाव बस्ती, परगना अजमरपुर, नहसीन धमार्वी, जिला विनामपुर, हिमाचल प्रदेश।

दरखास्त तक्सीम बाबन अगाजी 4-13, खमग नम्बर 126 वाक्य मीजा कमीहल, प्र० नियून, नहसीन धमार्वी, जिला विनामपुर, हिमाचल प्रदेश।

हथाह, उपरोक्त मुकदमा में फरीक दोषम न० 3, 6, 17 को इस ब्रादलत से कई बार नोटिस जारी किए गये भगवर उन पर तामील नहीं हो रही है। ब्रादलत को यकीन हो चुका है कि उपरोक्त फरीक दोषम पर तामील अमालत न होगी। अतः हस्त दरखास्त मायलान फरीक न० 3, 6, 17 को बजरिया इश्तहार अवधार आहंर 5 रुप० 20 जाबा दीवानी सूचित किया जाता है कि अगर उनकी दरखास्त तक्सीम में कोई एतराज हो तो दिनांक 3-2-1981 या इससे पूर्व बवक्त 10 बजे सुबह अमालतन व बकालतन हाजिर अवधालत होवें। बसूरत गैर हाजरी में हम्ब जाबा कार्रवाई अमल में लाई जावेगी।

आज दिनांक 3-1-1981 को हस्ताक्षर मेरे व मोहर अवधालत के जारी किया गया।

हस्त-

मोहर अवधारक समाहरता,

प्रथम श्रणी, धमार्वी।

व अवधालत श्री प्रताप सिंह पठानिया, सहायक समाहरता, द्वितीय श्रणी, नालागढ़, जिला सोलन, हिमाचल प्रदेश

विषय:—तसदीक इन्तकाल न० 298 मीजा जाड़ माजरी बाबत भूमी बेवट न० 63 व 88 खतोनी न० 74 व 101 वाक्या गाव जाड़ माजरी, तहसील नालागढ़, जिला सोलन अधीन धारा 104—हिमाचल प्रदेश भू-सुधार तथा मुजारियत अधिनियम, 1972।

इश्तहार जेर कायदा 50 रुप० 20 जाबा दीवानी बनाम श्रीमती ईश्वर देई पत्नी फकीर चन्द, निवासी गाव जाड़ माजरी, तहसील नालागढ़, जिला सोलन।

विषय उपरोक्त में आवेदक श्री राम प्रताप पुत्र मालन राम, निवासी गाव जाड़ माजरी, तहसील नालागढ़, जिला सोलन हैं कि वह श्रीमती ईश्वर देई पत्नी फकीर चन्द, निवासी गाव जाड़ माजरी की भूमी नावादी 61-10 विधे मुद्ररजा बेवट न० 63 व 88 खतोनी न० 74 व 101 को गैर मौर्खी माजारा अरमा 20 वर्ष में कांडन करना चाला आता है इमनिय उसे इस भूमि के हक्क मलकीयत अधीन धारा 104—हिमाचल प्रदेश भू-सुधार तथा मुजारियत अधिनियम, 1972 के अन्तर्गत दिये जाने उचित है। उपरोक्त इन्तकाल की छानवान वायाका के अनुमार की गई तथा श्रीमती ईश्वर देई भू-सुधारियों को उपस्थित आ कर पैरवी इन्तकाल करन वारा, मूचना बरजरिया चौकीदार दो गई परन्तु श्रीमती ईश्वर देई हमारे समझ उपस्थित न आई और न ही उमकी और से कोई पैरीकार उपस्थित हुआ। हमें यह एर्प विश्वास हो चुका है कि श्रीमती ईश्वर देई को हाजर आने की मूचना बतरीक आमान दी जानी किन्तु है।

अतः श्रीमती ईश्वर देई पत्नी फकीर चन्द निवासी गाव जाड़ माजरी को बजरिया इश्तहार हजा सूचित किया जाता है कि वह दिनांक 3-1-81 को बवक्त 10 बजे सुबह इस अवधालत में उपस्थित आ कर उक्त इन्तकाल की अमालतन अवधार बकालतन पैरवी रुप० अप्यथा यक तरफा कार्रवाही अमल में लाई जाकर इन्तकाल न० 298 बेवक आवेदक तसदीक कर दिया जावेगा।

यह इश्तहार आज दिनांक 29-12-80 को हमारे हस्ताक्षर तथा मोहर अवधालत में जारी हुआ।

मोहर।

प्रताप सिंह पठानिया,
सहायक समाहरता द्वितीय वर्ष,
नालागढ़।